

To: "Lisa Jackson" [windsor.richard@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 11/12/2009 7:00:22 PM
Subject: Att
Document1.doc

FYI

PENDING - NEPA lawsuit, National Trust for Historic Preservation v.
Veterans Administration et al (docs attached)

Deliberative

Three projects below for your visit....I placed Ponchartrain Park first with a little background on the race...Warren Easton Entergy tour would be fantastic!

Ponchartrain Park Neighborhood Association Tour

<http://www.pontchartrainpark.org/index.html>

Troy Henry -Background Article-

By Christopher Tidmore, ctidmore@louisianaweekly.com

Troy Henry will answer your questions on the author's radio program on Tuesday, 11/10, from 3-4 PM on WSLA 1560 AM New Orleans & KKAY 1590 AM Baton Rouge, online at www.globalradiokkay.com. Call in 504-322-3510.

It was nearly three years after Hurricane Katrina, and local businessman and nationally known consultant Troy Henry looked upon the neighborhood in which he had grown up, and realized the restoration of Ponchartrain Park was still not on any politician's agenda. He telephoned his childhood friend, actor Wendell Pierce, and the two men decided to do something.

When they began, Henry told *The Louisiana Weekly and Bayoubuzz*, "Ponchartrain Park, the neighborhood where we grew up, which is also one of the most historic African-American neighborhoods in the country, was less than 40% recovered. We thought it was a tragedy that no City investment was made to help the neighborhood recover. At that time, it wasn't even listed as a Target Recovery Zone. We joined together with the neighborhood residents, a nationally-renowned development team, and the New Orleans Redevelopment Authority (NORA) to develop a plan to help rebuild the neighborhood stronger and better by building over 500 super energy-efficient, affordable homes. We've also been working with the State, federal agencies like HUD and FEMA, philanthropic organizations, and Congress to package all of the available incentives to make the houses affordable to everyone. It's been a labor of love because not only is it my old neighborhood, but my parents still live there. I wanted to make sure that they could live out their golden years enjoying the same quality of life they had before Katrina hit."

Troy Henry who had been content for years to stay in the political background, decided that New Orleans needed a leader, and he was distinctly underwhelmed with the choices that had presented themselves for Mayor. Acting on the encouragement of Wendell Pierce and other family and friends, Henry revealed to the press on October 20th, that he would be a candidate in the February 2010 elections for Mayor of New Orleans.

He enters the race with most extensive corporate resume of almost any of the candidates, rivaling either John Georges or Leslie Jacobs. Currently, the Managing Partner of Henry Consulting, he has over 20 years of management

experience, work described as having "a strong focus on business development, strategic planning, contract management, technology, and government relations".

As President of the \$600M United Water Corporation, Henry had responsibility for overseeing operations and management of United Water's water and wastewater businesses, customer satisfaction, client relations and marketing activities in nineteen states. Henry has also served in executive positions with Enron, IBM, Hewlett Packard, Aluminum Company of America (ALCOA) and LORAL Federal Systems. He has bachelor's degrees in electrical/computer engineering and African and Afro-American studies from Stanford University, and master's degrees in electrical engineering and biomedical engineering from Carnegie-Mellon University.

Henry has made it clear that his bid for Mayor would be no quixotic affair, pledging hundreds of thousands of dollars in personal capital to the race. That decision, along with his long experience in local civic affairs, instantly made Troy Henry one of the most talked about potential candidates for Mayor, and, perhaps, the best financed of all of the African-American contenders for the job.

As to why the successful corporate leader would leave his company to run, Henry responds simply, "I love New Orleans. I believe that we're at a critical juncture and I'm worried about what happens to our City if we don't have effective leadership in the Mayor's office over the next four years. I believe I have the right vision for our City, and I believe that I have the right combination of integrity, skills, experience, and qualifications to allow me to be effective in working with the community to accomplish that vision."

In Henry's mind, it is his business background that uniquely qualifies him for the Chief Executive Post. "I have a passion for the City. I could've worked anywhere in the country, but chose to move back to New Orleans because I believe in the City's potential. My experience getting things done through effective management. My qualifications, which includes my professional background leading large, complex organizations over the years where, in many cases, I've essentially come in and transformed organizations that were dysfunctional into something functional, effective, and productive. My experience living in other progressive cities and working as an executive in well-managed companies gives me an understanding of best practices. And lastly, my vision of transforming New Orleans into the most desired City in the U.S. in which to live."

It is a five point vision, in fact. Henry seeks to "Re-engineering City Government". As he explains, "For New Orleans city government to begin to achieve the highest standards of performance that citizens expect and deserve, it needs to be re-engineered, re-cultured, and transformed. To reach that goal, I'll institutionalize standards of performance and professionalism for all city employees, including those that work in the Civil Service System; improve the

City budgeting process by working with the City Council on budget matters far in advance of budget deadlines set in the City Charter; set priorities for spending to ensure that the taxpayer dollars are spent on the City's *real* needs – our spending should be data-driven and based on what the community has established as the City's priorities, not based on politics. I'll establish standards of accountability that will eliminate wasteful spending on things like City-issued credit cards and take-home vehicles for employees who don't absolutely need them. I also believe that full transparency is the key to renewing citizens' faith that City government is spending their money wisely and working in their best interests. My Administration will produce programs and policies that are sustainable, that people adopt as a way of life, so the City can continue to be a "Model City for the 21st Century" no matter who's in office."

Like almost every other Mayoral candidate, Henry worries about the rising violent crime rate. "The City of New Orleans should not be a haven for thugs, drug dealers, and career criminals. The NOPD's highest priority should be removing violent and repeat offenders off of our streets *permanently*! I'll immediately convene a group (that includes law enforcement experts, criminal justice system advocates, community leaders, etc.) to conduct a nationwide search for the best man or woman to lead the Police Department. The new Chief will be held to the same high standards of performance, accountability, and transparency that I'll expect from other department heads in City government. The new Chief's success will be measured by specific goals of crime reduction, police professionalism, response times, public satisfaction, and the Department's ability to work effectively with the other agencies that comprise the Criminal Justice System, including the District Attorney, Sheriff, Judges, Office of the Public Defender, federal law enforcement agencies, and others. The Department must also establish a more effective and continuous relationship with community residents. I'm going to challenge the Police Department to earn its budget by reducing crime and treating citizens with dignity and respect."

A critical component of Henry's is a focus on "Fixing Streets and Infrastructure". As he explains, "New Orleans residents (and visitors) deserve better than crumbling streets and sidewalks that aren't fit for a Third-World country. The City of Baton Rouge spends \$26 million per year on its streets. New Orleans, one of the country's most world-renowned cities, spends just \$3 million per year. The Sewerage & Water Board loses 50% of the water that pumps through the system. Every resident pays for that lost water. And we pay even more when that escaped water bubbles to the surface to damage streets and property. The drainage system is also the first line of defense in our City's flood protection system. We have to make a more significant investment in ongoing maintenance and repair of our basic infrastructure. I want to continue the street work started under the South Louisiana Submerged Roads Program and accelerate the repair of the City's antiquated sewer, water, and drainage system. And the effort has to be coordinated to ensure that when a street gets fixed, the leaky water pipes underneath get fixed also. The City should also have a smarter transportation system that includes synchronized signal-lighting. Fixing the poor

condition of streets is a good first step, but our transportation system also needs to be more efficient. And we should continue the current trend of making our street system more bike and pedestrian friendly."

In the midst of a recession, the businessman's focus is to "Bring Jobs and Economic Development" as well. "New Orleans has great people, food, history, and culture, but we also need a strong and diversified economy, with good paying jobs, so we can retain and attract the talented individuals that will help our city to grow and prosper. I want to bring 40,000 to 50,000 new jobs to New Orleans by doing extensive recruitment of at least 200 of the Fortune-1000 companies to move some of their business units/services to the City.. I'll also ask President Obama to show that the federal government believes in the quality of the levees that they built to protect our City by moving thousands of federal jobs to the area. I'll lead this recruitment effort while working closely with other City and regional leaders in the public and private sector to ensure success. The City itself can also be an economic development engine. Every year, the Administration spends millions of dollars on City contracts. I'll make every effort to ensure that those taxpayer dollars are recycled in our own community by choosing capable and qualified *local* firms to do work in the City.

Lastly, Henry maintains, "Blighted and abandoned property fosters crime, impedes economic development, and saps valuable City resources needed to manage the problem. I'll empower the New Orleans Redevelopment Authority to do what it was created to do – clean up blight and help to redevelop neighborhoods. Fixing up blighted property improves and beautifies neighborhoods, provides needed housing, and increases the City's property-tax base. I also want to ensure that the City's neighborhoods don't experience a long-term jack o'lantern effect, so I'll ensure that NORA can continue their large-scale neighborhood redevelopment efforts like Pontchartrain Park. The Administration will also take a multi-pronged approach to assisting with those efforts through more effective code enforcement, liens, sheriff sales, etc."

What most candidates do not acknowledge, Henry outlines, is that there are "two separate issues" when dealing with blighted property.

"One is the vacant housing that existed pre-Katrina. The second is the additional post-Katrina vacant housing. For the first group (pre-Katrina vacant property), most of the property has been sitting vacant for years, and some of the properties may be a threat to public safety and health. Our state constitution is clear that eminent domain is a tool that can be used to address that, but it should only be used if absolutely necessary and in very specific instances.. There are other ways that we can clean up vacancies and blight, such as more effective code enforcement, liens, and sheriff sales. But the different neighborhoods in our City have different needs, so we have to use the approach that makes the most sense in each. For the second group (post-Katrina vacant property), we have to identify the residents and businesses who want to return but have a resource gap that prevents them from doing so. For those residents and business, we need to

begin leveraging and packaging resources (similar to what's been done in Pontchartrain Park) to help them to close the financial gap. For residents and businesses that have resources to repair/rehabilitate their property but are allowing the property to lie vacant and abandoned, we can begin using the same approaches as for the first group. My Administration will partner with NORA to develop a comprehensive plan for the disposition of vacant, abandoned, and blighted properties citywide."

Henry sidestepped the critique, though, that current constitutional changes in the state constitution post-New London make using eminent domain as a method to force landowners to fix their property difficult. Unlike some, he sees no legal challenges to expropriating blighted properties.

The issue of urban redevelopment is so critical to Henry that he breaks with several other African-American candidates for Mayor, by opposing another vote on the master plan, before its final approval. As he told the *Weekly*, "New Orleans residents already voted for the master plan to have the force of law once it successfully moves through the approval process. That process includes several forums where residents already have, and can continue to provide, input, including public meetings, City Planning Commission hearings, and City Council hearings. So there are many opportunities that residents and elected leaders have to ensure that the plan reflects the will of the people. Also, the master plan is a living document that is meant to be updated periodically as the will and priorities of residents change."

On of those changes he foresees is the element of the master plan to eliminate the overpass over N. Claiborne cutting the Treme and St. Roch neighborhoods in Half and end the I-10 route behind the French Quarter. It is not as simple as that, Henry says. "Ideally, we would have an Interstate highway system that looped around New Orleans, like in many other cities.. However, the I-10 was built differently here. And now thousands of residents rely on that stretch of highway to take them from uptown to downtown and to the CBD, and vice versa. If it was removed, it might beautify the surrounding neighborhoods, but we would have to find an alternate transportation route that is as efficient as the elevated highway. Re-routing traffic to I-610 is not a feasible alternative. So taking it down will have both positive and negative impacts. However, and most importantly, throughout the various planning processes that New Orleans residents have undertaken since Katrina, the removal of I-10 over N. Claiborne has never been listed as a high priority. It might be a great idea, and it may happen one day, but that will not be a priority for my Administration."

On area on which Henry would not take a specific stand is whether Big Charity should be repaired or whether a new LSU Hospital in mid-city necessary.

The Mayoral candidate does declare, "The City of New Orleans absolutely needs a state-of-the-art, Level-I trauma center, and teaching/research hospital."

However, Henry avoids noting which option he favors. "The LSU Hospital rehabilitated or newly-built is one of the City's most significant recovery projects and will have a tremendously positive impact on the regional economy. Whatever the final decision is, we must move forward expeditiously to ensure that the facility is completed in a timely fashion. The LSU Hospital absolutely must be completed! And we cannot let the perfect be the enemy of the good. If the mid-city site is chosen, residents in that area should be compensated in a way that allows them to have the same standard of living in another neighborhood that they currently enjoy. We would also need to think creatively about the best adaptive re-use of the Charity Hospital building, if that is a viable option."

Currently, residents of Mid-City are in a battle with the Nagin Administration over redevelopment of their neighborhood, stretching from N. Rocheblave to Claiborne Ave, in which to build the Hospital. The Administration has until late November to prepare half of the footprint as a construction site for the VA portion of the hospital complex or face a multi-million dollar fine.

On the subject of concrete areas where regional interparish cooperation is politically possible, Henry supports "joint efforts in the areas of: Regional crime lab; Training facilities and support services for Police, Fire, EMS; Communications network for homeland security, emergencies, and evacuations; Transportation, including light-rail systems and Airport improvement/expansion."

He added, though, "This is not an exhaustive list, just some of my initial thoughts."

Henry demurred from directly supporting a state law requiring a public vote before millages could be rolled forward after being rolled back, what some say is necessary to avoid the so-called stealth tax increases of rising home assessments. However, he personally pledged to consult the voters before ever rolling millages forward. "We first have to ensure that we right-size City government and determine what our priorities are before we understand if millages are set at the right level to pay for the necessary operations of City government and to manage our financial obligations (such as debt payments). Millages should be set to pay for those things, but not used to raise surplus revenue. Any initiative to increase millages for the City must be placed on the ballot and approved by New Orleans residents. Additionally, it will be the new Assessor's job to ensure that property tax assessments are fair and accurate. We must hold the new Assessor accountable."

Henry said he could not answer whether he would have supported Ray Nagin's proposal to purchase the Chevron Building as a new city hall. "As a private citizen, I haven't had access to the same information that Ray Nagin or the City Council used to make their decisions, so it's really impossible to speculate. However, I do think that we need a new City Hall. The current site is ideal, but the building itself is obsolete. The Charity building is too large for City Hall's needs and would be too expensive for the City Administration to rehabilitate."

On the question of what he would do differently to accelerate recovery than Ray Nagin has, Henry was quick to reply, "My candidacy will be forward-looking

rather than focusing on critiques of the Nagin Administration. I believe that successfully executing the five pillars of my campaign platform will accelerate the recovery. I'll also immediately begin working to build a stronger relationship with the state, federal officials, and the City Council to speed up the approval processes for the City to get resources and funding. In the areas of Housing and Neighborhood Redevelopment, I want to recreate what we're doing in Pontchartrain Park by leveraging and packaging various resources and incentives to accelerate stronger, safer, energy-efficient, affordable neighborhood rebuilding."

If there is no GOP candidate for Mayor, The Republican Parish Executive Committee has promised to endorse a Democratic candidate. Henry says he would seek that endorsement, "Although I'm a Democrat, I seek the support of everyone and every organization that wants what is in the best interests of the City of New Orleans and its residents. The job of Mayor is not about party politics, it's about making City government perform effectively for all citizens. That's what I will do as Mayor. The argument I would make for support from anyone or any group is the same message about my experience, qualifications, leadership abilities, and vision for the City that I will promote throughout my campaign."

With all the talk about whether the next Mayor of New Orleans is Black or White, Henry explains that such musing are the wrong question. "We should care that the next Mayor of New Orleans is a qualified and experienced manager and leader, with a track record of performance and getting things done, who not only has a vision to transform New Orleans into the most desired city in the U.S. in which to live, but will also work effectively and collaboratively with other elected leaders and community residents to achieve that vision."

"I want to hold the state and the federal government accountable for some of the commitments that they've made to our community. They said funds would flow to the City. We need funds to flow faster. The State acknowledges that the Road Home program was poorly designed. We must ensure that the millions of dollars that the State hasn't spent, is used to make citizens whole so they can finish rebuilding their homes and lives. We should also use CDBG funds creatively to stimulate rebuilding and create confidence in the community that we can continue to make progress."

☐☐ Warren Easton Senior High School – Green ProjectSolar (Entergy, Winrock - Nike)

Warren Easton Senior High School Wednesday unveiled an advanced, hurricane-resistant solar roof system, the first project of the New Orleans Solar Schools Initiative between Entergy Corp., Nike Corp., Winrock International, the Louisiana Chapter of the U.S. Green Building Council and the City of New Orleans.

The school is now equipped with the largest solar array in the city, a 28-kilowatt solar array that will produce approximately 37,000 kilowatt-hours of electricity annually - enough to power three typical residential homes.

From despair to renewal - During a press conference at Warren Easton Senior High School, Rod West, Entergy New Orleans, Inc. president and chief executive officer, described the \$1.7 million, multi-partner New Orleans Solar Schools initiative as a "platform for the city's renewal."

The partners have committed almost \$1.7 million to the Solar Schools Initiative, with \$1.5 million donated by Entergy. The installation at Warren Easton cost approximately \$500,000, including equipment, materials and installation. Solar equipment will be installed at Joseph Craig Elementary, William Frantz Elementary and Henry Allen Elementary as part of the initiative.

During a press conference at the school, Rod West, Entergy New Orleans, Inc. president and chief executive officer, said the project is "changing the meaning of this building, in particular its roof, for many people in this community."

He said that in the days after Hurricane Katrina, the Warren Easton roof "served as a refuge for people trying to escape the flood." The roof still has signs from that time - the SOS scrawled on a small metal shed roof and "help" still visible through a coat of white paint.

"Today we are taking what was part of the despair during the city's darkest hours, and we are turning it into a new platform for the city's renewal where it will play a key role in our city's progressive energy future. It will be a new resource for New Orleans' youth," West said.

The power produced by the solar cells will be enough to provide emergency power for lighting, communications and refrigeration in the event of a catastrophic power failure, enabling the building to operate during an emergency.

The project includes an instructional component that will help educate both students and teachers about conservation and renewable energy. Students will use the solar equipment as a first-hand learning tool to research and report on how energy conservation can integrate with solar power.

The New Orleans Solar School Initiative originated with Entergy's purchase of carbon offsets - registered on Winrock International's American Carbon Registry - from Nike in 2006. The transaction was part of Entergy's long-range plan to stabilize CO2 emissions 20 below percent year 2000 levels through 2010.

Hurricane-resistant power - Warren Easton Senior High School's new 28-kilowatt solar array is the largest in New Orleans and will produce approximately 37,000 kilowatt-hours of electricity annually.

Entergy Helps New Orleans Get a Little Greener

New Orleans became a greener city Wednesday thanks to Entergy and its financial support of two key projects.

Just a few hours after the unveiling of the first project in the New Orleans Solar Schools Initiative, Entergy representatives were on hand for a ceremony marking the completion of the first of a number of biking and walking paths made possible by Entergy's financial support.

Entergy Charitable Foundation awarded grants totaling about \$140,000 to the Louisiana Public Health Institute to provide planning services that helped the city obtain \$35 million in funding from federal and other sources to build walking and biking trails.

Wednesday's event marked completion of the second phase of the St. Anthony Walking Path in Gentilly.

Nike donated \$150,000 of the proceeds from the sale of the carbon offsets, and Entergy committed up to \$1.5 million - part of which is tied to an agreement with the Federal Energy Regulatory Commission - to install solar systems at New Orleans public schools.

The project is being coordinated by Winrock, a nonprofit organization based in Little Rock, Ark. The project contractor was Advanced Roofing, Inc. Other project partners include the Greater New Orleans Foundation, the U.S. Department of Energy and Think Energy.

The solar array will save the school approximately \$4,300 annually in power costs, although savings will depend upon the price of electricity and the extent of any energy efficiency measures taken at the school.

The Bayou Bienvenue Wetlands Restoration Project (see below and attached).

Since late 2005, just months after the levees broke, we've been building a community coalition of support for the initiative to restore the Bayou Bienvenue Wetlands in the Lower Ninth Ward, just north of Florida Avenue. This 500+ acre area was a thick cypress forest for centuries, until MR-GO opened and allowed

salt-water intrusion to destroy the natural barrier that protected the downtown neighborhoods of New Orleans from hurricane storm surge flooding. (I remember as a child in the late sixties exploring the still thriving cypress forest in this area). Studies conducted by Dr. Ivor van Heerden, formerly of LSU, concluded that had the cypress forest not died, the storm surge and flooding in the Lower Ninth Ward would have been reduced by at least seven to ten feet, saving scores of lives, hundreds of homes and likely preventing the breach in the Industrial Canal levee.

This wetlands restoration initiative began with the support of Lower Ninth Ward neighborhood organizations and leaders with the active assistance of the professors and graduate students at the University of Colorado-Denver College of Architecture, LSU, the Hydrology and Water Management Department of the University of Wisconsin-Madison, the Sierra Club, the Tulane-Xavier Center for BioSciences, Advocates for Environmental Human Rights and the Louisiana Justice Institute; the coalition of active partners has grown to include the Martin Luther King Charter School for Science and Technology, the The Center for Sustainable Development, the Sewerage and Water Board of New Orleans, Tulane University and dozens of other organizations and institutions.

This project is important because it is a community led priority and an urban wetlands restoration project that already serves educational and advocacy purposes, expanding the understanding of the general public and the students at MLK Charter School, which has adopted coastal restoration and the Bayou Bienvenue Wetlands Restoration project as an integral part of their science curriculum. The use of a tertiary treatment effluent from a municipal waste treatment facility to restore fresh water and restore this coastal wetlands, and its proximity to downtown New Orleans (three miles from the French Quarter), are just two features that support advocacy and public education. .

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Professor Austin Allen, UC-D, (216) 965-5929; austin.allen@cudenver.edu

<http://www.hiphopcaucus.org/2009/10/27/white-house-blog-humbled-in-the-wetlands-ocean-policy-task-force-in-new-orleans>

White House Blog: Humbled in the Wetlands: Ocean Policy Task Force in New Orleans

October 27th, 2009

by admin

Last week, I joined fellow members of the Ocean Policy Task Force in New Orleans for a Public Meeting to continue our ongoing discussion of ocean and coastal environmental issues, this time with a focus on the Gulf Coast Region. At the meeting on Monday, we heard a wide variety of comments from local residents and gained valuable insight into the central issues affecting the region that was devastated by Hurricane Katrina just over four years ago. In addition to being there in person, we were able to virtually link all five Gulf states thanks to the Gulf Coastal Ecosystem Learning Centers, and had the benefit of live participants from Corpus Christi, TX; Tampa, FL; Dauphin Island, AL; Ocean Springs, MS as well as New Orleans, LA. The lessons learned from this trip once again highlight the need for a national policy that ensures the protection, maintenance, and restoration of our oceans, coasts, and marine ecosystems. On Tuesday, we toured the Gulf Coast region to get a first-hand view of the issues. We took an aerial tour of New Orleans' 9th Ward, coastal wetlands and barrier island chains, and the Mississippi river, followed by an airboat tour of the Big Branch Marsh National Wildlife Refuge and its unique habitats and diverse plant communities. Our trip allowed us to see both the bird's eye view of the Gulf from the air, and actual restoration efforts on the ground. The Obama administration is working to strengthen the wetlands and barrier islands that are the first line of defense for the Gulf Coast – a priority that, while critical to this region's physical protection, is also critical to our environment and to our economy.

It was a truly pleasure to return to New Orleans so soon after my visit the week before. Before the President's town hall, I had the opportunity to meet with leaders from the community engaged in coastal restoration efforts and to witness first-hand the degree of environmental degradation plaguing the region. I also visited the Central Bayou Bienvenue wetlands restoration site, which is utilizing wetland assimilation of wastewater effluent to restore approximately 10,000 acres of the critical cypress wetlands that have historically served as a natural defense against storms.

Standing on the viewing post of Bayou Bienvenue and seeing the extent to which the wetlands have disappeared was a humbling experience that reinforced my belief in the importance of this, and other coastal restoration projects. As the President said during the Town Hall, it is inspirational to spend time with the citizens there who have persevered in the face of the tragedy that was Katrina and are steadfast in their resolve to rebuild. The Obama Administration is committed to enhancing the environmental and economic sustainability of New Orleans and coastal Louisiana, and we recognize that coastal wetland restoration is a key path toward achieving this type of long-term resiliency. I would like to thank the individuals who provided us with valuable insight on the restorative work being accomplished there, and I look forward to continue to work with this region in the future.

By Nancy Sutley, Chair of the Council on Environmental Quality

See Original Blog Post [HERE](#)

Last week, I joined fellow members of the Ocean Policy Task Force in New Orleans for a Public Meeting to continue our ongoing discussion of ocean and coastal environmental issues, this time with a focus on the Gulf Coast Region. At the meeting on Monday, we heard a wide variety of comments from local residents and gained valuable insight into the central issues affecting the region that was devastated by

Hurricane Katrina just over four years ago. In addition to being there in person, we were able to virtually link all five Gulf states thanks to the Gulf Coastal Ecosystem Learning Centers, and had the benefit of live participants from Corpus Christi, TX; Tampa, FL; Dauphin Island, AL; Ocean Springs, MS as well as New Orleans, LA. The lessons learned from this trip once again highlight the need for a national policy that ensures the protection, maintenance, and restoration of our oceans, coasts, and marine ecosystems.

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work being accomplished there, and I look forward to continue to work with this region in the future.

Will the White House Protect Bayou Bienvenue?

Maybe.

That's the word from Nancy Sutley, chair of the White House Council on Environmental Quality, who visited the Bayou as part of President Obama's visit to New Orleans yesterday. A panel focused on coastal restoration will soon choose its priorities for wetlands and barrier-island rebuilding.

As reported in today's *Times-Picayune*:

"White House Council on Environmental Quality chairwoman Nancy Sutley promised Thursday to complete a review of Louisiana coastal restoration projects "within months" to determine which would become priorities for the Obama administration.

Speaking to reporters at a hastily arranged news conference on a platform overlooking a proposed wetlands-restoration project along Bayou Bienvenue in the Lower 9th Ward, Sutley sought to reassure state and local officials who were concerned that President Barack Obama's four-hour visit to New Orleans failed to take advantage of an opportunity to review coastal restoration and levee safety issues."

Read the rest of "[Environmental adviser to review coast projects](#)". And please consider attending or viewing Monday's Gulf Coast Regional Ocean Policy Task Force Public Meeting in New Orleans this Monday. See the post below for more information.

New Orleans' Fox 8 (WWUE) did a nice follow-up story of the visit to Bayou Bienvenue by CEQ Chair Nancy Sutley in "[A cypress swamp to be reborn](#)" with video below:

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Thur 11/12/2009 7:37:57 PM
Subject: Fw: Talking Points: Forum On Jobs And Economic Growth

FYI

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999
----- Forwarded by Diane Thompson/DC/USEPA/US on 11/12/2009 02:37 PM -----

From: "Milakofsky, Benjamin E." <[REDACTED] Personal Privacy>
To: "Lu, Christopher P." <[REDACTED] Personal Privacy> "Smith, Elizabeth S." <[REDACTED] Personal Privacy>
"Kimball, Astri B." <[REDACTED] Personal Privacy> "French, Michael J." <[REDACTED] Personal Privacy>
"Greenawalt, Andrei M." <[REDACTED] Personal Privacy> "Taylor, Adam R." <[REDACTED] Personal Privacy>
"Milakofsky, Benjamin E." <[REDACTED] Personal Privacy>
Date: 11/12/2009 12:21 PM
Subject: Talking Points: Forum On Jobs And Economic Growth

Dear Chiefs of Staff:

Please see the below talking points on the forum on jobs.

---Cabinet Affairs

Talking Points: Forum On Jobs And Economic Growth

- Over the past ten months, we've taken a number of bold steps to break the back of this recession. We've worked to stabilize the financial system, revive lending to small businesses and families, and prevent responsible homeowners from losing their homes.
- Through the Recovery Act, we've cut taxes for middle class families, extended and increased unemployment insurance, and created and saved more than a million jobs.
- As a result, the economy is now growing again for the first time in more than a year – and faster than at any time in two years. But even though we've slowed the loss of jobs, the economic growth we've seen has not yet led to job creation. This is not wholly unexpected.
- As the President has said before, hiring often takes time to catch up to economic growth. And given the magnitude of the economic turmoil we've experienced, many employers are reluctant to hire. Small businesses and large firms are demanding more of employees, increasing hours, and adding temporary workers – but too few of these companies have not yet been willing to take the next step and hire again. This is one of the great challenges that remains in our economy – a challenge we are determined to

meet.

- There is not a day that goes by that the President and our economic team don't discuss options for job creation and continued economic growth. As part of the ongoing process and as we move toward finalizing plans in the near future we will continue to consult with experts in a broad range of fields.
- We did not reach this crisis overnight and we will not solve it overnight either. Since the beginning of the recession we have lost more than 7 million jobs. That is why we need all hands on deck—all ideas from across the spectrum to consider as we decide what the next steps are to address this crisis.
- Just last week the President discussed long term job creation options with members of the President's Economic Recovery Advisory Board. The Forum for Jobs and Economic Growth is another opportunity to open up this discussion to some of the best and the brightest.
- That is why we will invite CEOs and small business owners, academics and financial experts, labor leaders and nonprofits to talk about the best options for continuing to grow the economy and put Americans back to work.
- The President wants to make sure that we do not make any ill-considered decisions – even with the best intentions – particularly at a time when our resources are so limited. But it is just as important that we are open to any demonstrably good idea to supplement the steps we've already taken to put America back to work. That's what this forum is about.

THE WHITE HOUSE

Office of the Press Secretary

For Immediate Release

November 12, 2009

STATEMENT FROM THE PRESIDENT ON NEW BUSINESS ROUNDTABLE REPORT ON HEALTH INSURANCE REFORM

"A new report released today by the Business Roundtable underscores what experts and businesspeople have told us all along – comprehensive health insurance reform is one of the most important investments we can make in American competitiveness. It finds, for example, that if reform passes this year, businesses could see health care costs reduced by as much as \$3,000 per employee in 2019. And that means more than savings for businesses: it will be vital boost to American competitiveness. The report also echoes widespread support for the cost-containment and fiscal responsibility provisions in current legislation, such as a new CMS Innovation Center, accountable care organizations, and reducing preventable hospital re-admissions.

The Roundtable's report also makes clear the steep price that American businesses stand to pay if we fail to act. If we don't pass comprehensive reform, the report finds, health care costs that are already squeezing our businesses will continue to rise, and in ten years, employment-based spending on health care for large employers will be fully 166 percent higher per employee than it is today. And the yearly health insurance costs for the average employee will rise to a staggering \$28,530.

The Business Roundtable's report comes as Congress is reaching new milestones in the effort to reform our health care system. The House of Representatives acted to pass their version of the legislation on Saturday night, and the Senate's version will move to the floor soon. The potential benefit for America's businesses is just another reason why we can't afford delay or political games as this process moves forward. I look forward to working with our business communities and their partners in Congress to pass reform by the end of the year."

To: All EPA Employees[]
From: Message from the Administrator
Sent: Thur 11/12/2009 8:04:26 PM
Subject: Welcoming our new RAs and CFO
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[All Hands Email-Archive](#)
[Hotspot](#)

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[\(embedded image\)](#)

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Please do not reply to this mass mailing.

MEMORANDUM

SUBJECT: Welcoming our new RAs and CFO
FROM: Administrator Lisa P. Jackson
TO: All EPA Employees

Colleagues:

I'm proud to share with you the addition of six new members to our EPA team.

Earlier this month, President Obama announced his selections for Regional Administrators in EPA Regions 1, 2, 3, 6 and 9. I'm glad to welcome H. Curtis "Curt" Spalding as RA in Region 1, Judith Enck as RA Region 2, Shawn M. Garvin as RA in Region 3, Dr. Alfredo "Al" Armendariz as RA in Region 6, and Jared Blumenfeld as RA in Region 9. Regional Administrators for the EPA are responsible for promoting state and local environmental protection efforts and serving as a liaison to state and local government officials. Each of our new RAs have been chosen based on their ability to develop and implement innovative environmental strategies and get results for the communities they serve.

I'm also proud to welcome Barbara Bennett to EPA as our Chief Financial Officer. As CFO, Barbara will play an essential part in stewarding our agency's financial resources. She will be the lead on the critical investments EPA makes to protect health and the environment, and will ensure that taxpayer dollars are being used effectively and transparently to serve the needs of the public.

I'm attaching brief bios of our new colleagues. Please take a moment to read them and get to know Curt, Judith, Shawn, Al, Jared and Barbara a little better as they step into their new roles.

I'm proud to welcome them to our hard working EPA team.

Sincerely,
Lisa P. Jackson, Administrator

Biographies

Curt Spalding, RA for Region 1: H. Curtis “Curt” Spalding has extensive experience in environmental protection as an advocate, policy analyst and administrator. For almost 20 years, he served as Executive Director of Save The Bay in Rhode Island, a nationally recognized, 20,000-member environmental advocacy and education organization. He established the Narragansett BayKeeper and Habitat Restoration programs, and oversaw the successful completion of the \$9 million Explore The Bay Campaign and construction of the Save The Bay Center at Fields Point in Providence, RI. Prior to joining Save The Bay, Curt was an Environmental Protection Specialist and Presidential Management Intern at EPA’s offices in Boston and Washington, D.C. He received his bachelor’s degree from Hobart College and an M.P.A. from SUNY at Albany in Albany, NY.

Judith Enck, RA for Region 2: Judith Enck has almost 30 years of experience in environmental protection. Most recently she served as the Deputy Secretary for the Environment in New York State since 2007. She has worked as a policy advisor to the Attorney General of New York, Executive Director of Environmental Advocates of New York, and as a Senior Environmental Associate with the New York Public Interest Research Group. She also serves on a number of boards in New York, including the New York State Energy Board and the New York State Superfund Management Board. Judith received her bachelor’s degree from the College of Saint Rose and lives in Poestenkill, New York.

Shawn M. Garvin, RA for Region 3: Shawn M. Garvin has worked for EPA Region 3 for more than 10 years, and currently serves as EPA Region 3’s Senior State and Congressional Liaison. In that position Shawn is the primary point of contact for Congressional delegations and state and local officials throughout the region. He joined EPA in 1997, serving as Special Assistant to the Regional Administrator. Prior to that, Shawn worked for then-Senator Joe Biden and County Executive Dennis Greenhouse. He has a bachelor’s degree from the University of Delaware.

Al Armendariz, RA for Region 6: Dr. Alfredo “Al” Armendariz is an Associate Professor at Southern Methodist University in Dallas, Texas, where he has taught environmental and civil engineering. For the past 15 years, Al worked in a variety of research and academic positions and has published several of his findings. He has worked as a research assistant at the MIT Center for Global Change Science at their Atmospheric Chemistry Laboratory, and as a chemical engineer for the Radian Corporation in North Carolina. In 2002 he joined the faculty at Southern Methodist University and spent a summer on special assignment to EPA’s Dallas office as an Environmental Scientist. Al received his S.B. in chemical engineering from the Massachusetts Institute of Technology, an M.E. in Environmental Engineering from the University of Florida, and a Ph.D. in Environmental Engineering from the University of North Carolina at Chapel Hill.

Jared Blumenfeld, RA for Region 9: Jared Blumenfeld has been the Director of the San Francisco Department of Environment for eight years, serving as the primary environmental decision-maker for 28,000 city staff and a \$6.5 billion budget. He also managed the San Francisco Recreation and Parks Department which oversaw 242 world-class parks and recreational centers like Golden Gate Park, Candlestick Park, and Harding Park PGA golf course. He is a founder of the Business Council on Climate Change, an organization that unites local businesses to confront climate change, and his varied experiences include overseeing the Treasure Island Redevelopment Authority, leading the first United Nations World Environment Day hosted by the United States, directing international initiatives to protect eight million acres of wildlife habitat, and editing an annual report on international environmental case law at Cambridge University. Jared received his law degrees at the University of London and the University of California.

Barbara J. Bennett, Chief Financial Officer: Barbara J. Bennett is a global business executive with over 25 years of experience. Most recently, she served as the Senior Executive Vice President and Chief Financial Officer of Discovery Communications. From 1990 to 2007, Barbara was a key member of the team that built the parent

company of the Discovery Channel into a global media enterprise, with more than 100 channels in 170 countries, reaching one billion subscribers in over 30 languages. As CFO, Barbara was responsible for the worldwide finances of the company, including accounting, treasury, budgeting, reporting, audit, tax activities, and evaluation of new growth opportunities. She led a multicultural, multilingual team located in the five leading international hub offices and corporate headquarters. Since 2007, she has been an independent consultant working with companies and nonprofit organizations with interests in media, hospitality, tourism, and professional sports. Barbara serves on the board of National Rehabilitation Hospital and chairs the investment committee of Presbyterian Homes & Family Services. She earned her bachelor's degree from Vanderbilt University and has completed executive programs at Harvard Business School and Yale University.

EPA@Work

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]

Cc: []

From: CN=Adora Andy/OU=DC/O=USEPA/C=US
Sent: Thur 11/12/2009 9:09:16 PM
Subject: HEADS UP: WSJ negative column tomorrow

FYI...

Kim Strassel is writing a column tomorrow for the WSJ on EPA's transparency. Clearly, this will be a hit piece. She will cover everything from the two "you tube" attorneys in R9 to Dr. Carlin. She will touch on Sen. Murkowski and the tailoring rule, Sensenbrenner-Issa report and the "politics of the endangerment finding, Chamber of Commerce and the "scopes-monkey trial."

I've worked with her on background to offer her factual information to rebutt some of the claims but I'm sure it will not change anything.

-Adora

Adora Andy
Press Secretary
U.S. Environmental Protection Agency
Office of Public Affairs
202-564-2715
andy.adora@epa.gov

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lawrence Elworth/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lawrence Elworth/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lawrence Elworth/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Lawrence Elworth/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Thur 11/12/2009 9:17:12 PM
Subject: Re: Dioxin End-of-Year Deliverables

Will let the program know and get back to you on timing.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Richard Windsor/DC/USEPA/US
To: Lawrence Elworth/DC/USEPA/US@EPA
Cc: Arvin Ganesan/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Seth Oster/DC/USEPA/US@EPA
Date: 11/12/2009 03:46 PM
Subject: Re: Dioxin End-of-Year Deliverables

I think we should get the doc out for interagency review SAP and give them 30 days. When is the earliest we can start interagency review?

From: Lawrence Elworth/DC/USEPA/US
To: Bob Sussman/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA
Cc: Bob Perciasepe/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Diane

Thompson/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA, Seth Oster/DC/USEPA/US@EPA

Date: 11/11/2009 06:36 PM

Subject: Re: Dioxin End-of-Year Deliverables

Bob - As we noted earlier, there is likely to be significant discussion over the risk characterization due the presence of dioxin in food - extensive discussions will be in order w/USDA on those issues that will also take some time in interagency review. Thanks for pulling this together so cogently, Larry

----- Original Message -----

From: Bob Sussman

Sent: 11/11/2009 10:32 AM EST

To: Richard Windsor

Cc: Bob Perciasepe; Lisa Heinzerling; Lawrence Elworth; Diane Thompson; Scott Fulton; Arvin Ganesan; Seth Oster

Subject: Dioxin End-of-Year Deliverables

Lisa -- The three of us met yesterday with ORD to discuss the status of the dioxin reassessment.

In the dioxin science plan we issued earlier this year, we committed that, by December 31, we would release EPA's draft response to the comments of NAS on the last version of the dioxin reassessment. This document would then be subject to public comment and review by our SAB. The response to comments and related peer/public review would be a critical step in developing a final version of the dioxin reassessment, which we have targeted for the end of 2010. Activist groups have chided us for not issuing the reassessment sooner but the complexity of the scientific issues and importance of peer review have required the additional time we are taking.

At yesterday's meeting, Peter Preuss gave us a preview of the response to comments document. Nearly 400 pages in length, it will probably recommend:

Deliberative

Deliberative

Peter and Lek say that, even with a delay in release of the response to comments, they can keep finalization of the reassessment on track for the end of 2010. We'll have to see whether this is doable.

We want to make sure you're comfortable missing the December 31 date.

The other December 31 deliverable in the dioxin science plan is the preliminary remediation guideline (PRG) for

dioxin in soils. We can meet this deadline but only if OMB limits review to 30 days, which I believe they have committed to. The PRG calls for a substantial reduction in EPA's soil cleanup level from 1000 ppt to 72 ppt. This will have major ramifications for Dow Midland and other SF sites. (Peter said that the PRG soil value may need to be reduced further based on the final reassessment).

Let us know your thoughts.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
Cc: "Seth Oster" [Oster.Seth@epamail.epa.gov]; Lisa P. Jackson"
[Windsor.Richard@epamail.epa.gov]
From: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US
Sent: Thur 11/12/2009 11:09:42 PM
Subject: Re: Fw: Spruce

Deliberative

ARVIN R. GANESAN
Deputy Associate Administrator
Congressional Affairs
Office of the Administrator
United States Environmental Protection Agency
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(p) 202.564.5200
(f) 202.501.1519

From: Bob Sussman/DC/USEPA/US
To: "Lisa P. Jackson" <Windsor.Richard@epamail.epa.gov>
Cc: "Arvin Ganesan" <Ganesan.Arvin@epamail.epa.gov>, "Seth Oster"
<Oster.Seth@epamail.epa.gov>
Date: 11/11/2009 08:07 PM
Subject: Fw: Spruce

Arch Coal is coming to the table with a Peg Fork-type proposal for Spruce 1. I think this is positive and further validates the idea that we are willing to work with mining companies who address our concerns. We're far from declaring victory here but keeping the negotiations going gives us a good story to tell with the Congressional delegation and helps to defuse the claim of a permit "moratorium".

----- Original Message -----

From: Gregory Peck
Sent: 11/11/2009 04:50 PM EST
To: Bob Sussman
Cc: Kevin Minoli
Subject: Spruce

Arch sent this outline of their response to issues we raised at our recent meeting. Interestingly it includes a "Peg Fork" type approach for several of the valley fills even though they told us they would not agree to this approach. They are also proposing to eliminate a VF. We'll continue discussions - but this is an encouraging sign.

[attachment "Outline of Potential EPA Settlement (C1632063).DOC" deleted by Arvin Ganesan/DC/USEPA/US]

Gregory E. Peck
Chief of Staff

Office of Water
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

202-564-5778

To: CN=Adora Andy/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]

Cc: CN=Betsaida Alcantara/OU=DC/O=USEPA/C=US@EPA;CN=Brendan

Gilfillan/OU=DC/O=USEPA/C=US@EPA;CN=Michael Moats/OU=DC/O=USEPA/C=US@EPA[];
N=Brendan Gilfillan/OU=DC/O=USEPA/C=US@EPA;CN=Michael
Moats/OU=DC/O=USEPA/C=US@EPA[]; N=Michael Moats/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 3:03:06 AM
Subject: Re: WSJ/KIM STRASSEL: THE EPA'S PARANOID STYLE
kim@wsj.com
(embedded image)

Shouldn't we respond?

----- Original Message -----

From: Adora Andy
Sent: 11/12/2009 07:31 PM EST
To: Richard Windsor; Bob Sussman; Bob Perciasepe; Diane Thompson; Allyn Brooks-LaSure; Seth Oster; David McIntosh; Arvin Ganesan; Gina McCarthy; Lisa Heinzerling
Cc: Betsaida Alcantara; Brendan Gilfillan; Michael Moats
Subject: WSJ/KIM STRASSEL: THE EPA'S PARANOID STYLE
The EPA's Paranoid Style
Employee arguments against cap-and-trade legislation aren't welcome.
By KIMBERLEY A. STRASSEL

Give the Environmental Protection Agency credit: At least it practices equal opportunity censorship of its employees.

Dr. Alan Carlin, a 37-year agency veteran, was muzzled earlier this spring. Dr. Carlin offered a report poking holes in the science underlying the theory of manmade global warming. His superior, Al McGartland, complained the paper did "not help the legal or policy case" for Team Obama's decision to regulate carbon, told him to "move on to other issues," and forbade him from discussing it outside the office.

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Their views aren't new. Earlier this year the duo sent a letter to Congress making the same case. The video has been out for some time, and the pair got clearance from the EPA before they ran it. Mr. Zabel in the opening notes that "nothing in this video is intended to represent the views of EPA or the Obama Administration." It wasn't until the couple ran a high-profile op-ed in the Washington Post in October that the agency nerved out.

A few days after the op-ed, Ms. Williams and Mr. Zabel were contacted by an EPA ethics official telling them to remove the video or face "disciplinary action." EPA says the clearance was subject to "ethics guidelines," which it claims the couple violated. The agency said the video could go back up if it was altered to remove a picture of an EPA building, and to delete mentions of their EPA employment. In particular, Mr. Zabel was not to say that he'd worked on cap-and-trade issues.

Meet the Obama EPA, and its new suppressing, paranoid style. It was the president who once ripped the Bush administration for silencing scientific critics, and it was EPA Administrator Lisa Jackson who began her tenure promising the agency would operate like a "fishbowl." But that was before EPA realized how vastly unpopular is its plan to usurp Congress and regulate the economy on its own, based on its bizarre finding that CO2 is a danger to health.

Faced with unhappy members of Congress, dissenting employees, an opposition business community, and

a backlash on the science, Mrs. Jackson is no longer a fan of open government. The goal now is to rush the agency regulations through as quickly as possible, squashing threatening dissent and deflecting troublesome questions. Reps. Jim Sensenbrenner and Darrell Issa recently put out a report documenting the EPA's slippery handling of its carbon rule, in which it truncated the process and dismissed contrary views. The Chamber of Commerce has been waiting all year for a response to its request for a hearing into the science underlying the regulation. Not a peep. Alaska Sen. Lisa Murkowski in September requested a discussion with the agency about carbon regulation and legislation. That discussion has yet to happen. Louisiana Sen. David Vitter recently quizzed Mrs. Jackson about a provision in Congress's climate legislation that would give the president awesome power over energy regulation. Mrs. Jackson said it was a "premature" discussion. "The EPA is playing dirty to get green," says Rep. Sensenbrenner. "The agency can't be allowed to silence its scientists just because what they say threatens to delay its political agenda."

There is a legitimate debate over what right administrations have to clamp down on rebel staffers, yet the EPA's stomp on dissenting views appears unprecedented. Dr. Carlin says he's been treated "relatively well" since the blow-up. Yet he has been forbidden from working on climate or attending climate seminars. When asked how this compares to previous administrations, Mr. Carlin says that years ago he actually believed the science was "correct"—a position that put him at odds with the Bush administration.

Mr. Carlin knew one of his top supervisors back then disagreed with him. "At no time did he say don't work on it, don't express these views which are contrary to mine. And he in effect allowed me to work on climate change for five years. . . . I had no problems until March of this current year."

The problem for the EPA is that the Williams-Zabel dust-up is growing, and underlining the gap between the agency's transparency rhetoric and reality. The very media and activists who ran hit jobs on Mr. Carlin are, of course, now furious the agency is quieting card-carrying environmentalists. Public Employees for Environmental Responsibility, a left-leaning outfit that represents scientists has latched on to the Williams-Zabel video, is lamenting that "EPA is abusing ethics rules to gag two conscientious employees" and promising to assist with any litigation.

If the EPA were so proud of this power grab, it ought to be eager to have a discussion, right?

Write to kim@wsj.com

Adora Andy
Press Secretary
U.S. Environmental Protection Agency
Office of Public Affairs
202-564-2715
andy.adora@epa.gov



To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Adora Andy/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 4:45:34 AM
Subject: Re: WSJ/KIM STRASSEL: THE EPA'S PARANOID STYLE
kim@wsj.com
(embedded image)

Yeah. We helped her "fact check" before shw wrote this - apparently facts cramp her style. W-E

----- Original Message -----

From: Richard Windsor
Sent: 11/12/2009 08:27 PM EST
To: Adora Andy
Subject: Re: WSJ/KIM STRASSEL: THE EPA'S PARANOID STYLE

W-E

----- Original Message -----

From: Adora Andy
Sent: 11/12/2009 07:31 PM EST
To: Richard Windsor; Bob Sussman; Bob Perciasepe; Diane Thompson; Allyn Brooks-LaSure; Seth Oster; David McIntosh; Arvin Ganesan; Gina McCarthy; Lisa Heinzerling
Cc: Betsaida Alcantara; Brendan Gilfillan; Michael Moats
Subject: WSJ/KIM STRASSEL: THE EPA'S PARANOID STYLE
The EPA's Paranoid Style
Employee arguments against cap-and-trade legislation aren't welcome.
By KIMBERLEY A. STRASSEL

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To: "Lisa Jackson" [windsor.richard@epa.gov]; Lisa Heinzerling" [Heinzerling.lisa@epa.gov]; N=Gina McCarthy/OU=DC/O=USEPA/C=US;"Diane Thompson" [thompson.diane@epa.gov]; Diane Thompson" [thompson.diane@epa.gov]; N=Bob Sussman/OU=DC/O=USEPA/C=US;"Michelle DePass" [DePass.Michelle@epamail.epa.gov]; Michelle DePass" [DePass.Michelle@epamail.epa.gov]; Scott Fulton" [Fulton.Scott@epamail.epa.gov]; N=David McIntosh/OU=DC/O=USEPA/C=US;"Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]; Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]
Cc: "Allyn Brooks-LaSure" [brooks-lasure.allyn@epa.gov]; N=Adora Andy/OU=DC/O=USEPA/C=US[]
From: CN=Seth Oster/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 12:13:19 PM
Subject: Fw: U.S.-Japan Joint Message on Climate Change Negotiations

From: "White House Press Office" [whitehouse-lists-noreply@list.whitehouse.gov]
Sent: 11/13/2009 06:29 AM EST
To: Seth Oster
Subject: U.S.-Japan Joint Message on Climate Change Negotiations

THE WHITE HOUSE

Office of the Press Secretary

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FOR IMMEDIATE RELEASE

November 13, 2009

U.S.-Japan Joint Message on Climate Change Negotiations

Prime Minister Hatoyama and President Obama strongly affirmed their commitment to continuing to work together to usher in a new era in the global fight against climate change, and they recognized each other's achievements toward this shared goal.

The two leaders also reaffirmed that shifting to low-carbon growth is indispensable to the health of our planet and will play a central role in reviving the global economy. To this end, our countries aspire to reduce our own emissions by 80% by 2050 and endorse a global goal of reducing emissions by 50% by that year.

Meeting the climate change challenge requires all major economies to take ambitious concrete actions: emission reduction targets by developed countries and actions by major developing countries that will significantly reduce their emissions compared to business as usual. These actions must also be subject to a robust regime of reporting and international review. A solution also requires that critical support be provided for climate mitigation and adaptation efforts among the poor and most vulnerable. The United States and Japan will continue to cooperate closely with each other on international negotiations to this end.

It is vital that we achieve a successful outcome at COP 15. The United States and Japan are determined to engage themselves at all levels to secure this goal.

###

To: "Lisa Heinzerling" [Heinzerling.lisa@epa.gov]
Cc: "Lisa Jackson" [windsor.richard@epa.gov]; Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]; N=Adora Andy/OU=DC/O=USEPA/C=US;"Allyn Brooks-LaSure" [brooks-lasure.allyn@epa.gov]; Allyn Brooks-LaSure" [brooks-lasure.allyn@epa.gov]; Scott Fulton" [Fulton.Scott@epamail.epa.gov]; Diane Thompson" [thompson.diane@epa.gov]
From: CN=Seth Oster/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 12:28:01 PM
Subject: Fw: Latest News From InsideEPA.com
[InsideEPA.com - Latest News](#)
[EPA Eyes Limiting Retroactive Application Of Wage Rules For FY10 Water Funds](#)
[Agency Faces Dilemma Regulating Waste Tires Burned As Fuel](#)
[EPA Claims Industry Seeking To 'Derail' Ozone NAAQS Reconsideration](#)
[EPA Creating Framework For Human Health Data Pesticide Assessments](#)
[EPA Seeks Industry Input On Ending 'Minimum Risk' Pesticide Waiver](#)
[EPA Reorganization Plan Sparks Fears of Policy Office Budget Cuts](#)
[Midwest Climate Program Advances Model Rule For Cap-And-Trade Targeting TVA](#)
[Meeting On The Mountain\(top\)](#)

Lisa H -- good morning.

See the story in "Inside EPA" below on your planned reorg. The timing is, of course, ironic given our planning discussion yesterday, but not surprising.

You, Allyn and I should spend a few minutes this morning on this. And it prompts me to once again suggest that you reconsider the decision not to send out a staff memo on Monday outlining the changes and the benefits of them. Such a memo may serve as the only opportunity to frame these decisions.

Seth

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Sent: 11/13/2009 05:19 AM EST
To: Seth Oster
Subject: Latest News From InsideEPA.com

Latest News - 11/13/2009

EPA Eyes Limiting Retroactive Application Of Wage Rules For FY10 Water Funds
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To: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Adora Andy/OU=DC/O=USEPA/C=US@EPA;"Allyn Brooks-LaSure" [brooks-lasure.allyn@epa.gov]; Allyn Brooks-LaSure" [brooks-lasure.allyn@epa.gov]; Scott Fulton" [Fulton.Scott@epamail.epa.gov]; Lisa Heinzerling" [Heinzerling.lisa@epa.gov]; Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]; Diane Thompson" [thompson.diane@epa.gov]; Lisa Jackson" [windsor.richard@epa.gov]
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 1:17:19 PM
Subject: Re: Fw: Latest News From InsideEPA.com
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[Meeting On The Mountain\(top\)](#)
[\(embedded image\)](#)

There is nothing new in this story. It even has the same quotes as a previous story.

I welcome everyone's guidance, however.

From: Seth Oster/DC/USEPA/US
To: "Lisa Heinzerling" <Heinzerling.lisa@epa.gov>
Cc: "Lisa Jackson" <windsor.richard@epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, Adora Andy/DC/USEPA/US, "Allyn Brooks-LaSure" <brooks-lasure.allyn@epa.gov>, "Scott Fulton" <Fulton.Scott@epamail.epa.gov>, "Diane Thompson" <thompson.diane@epa.gov>
Date: 11/13/2009 07:28 AM
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To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 7:40:57 PM
Subject: Fw: Gulf Coast Rebuilding Weekly Update
wrote about
profiled

FYI

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

----- Forwarded by Diane Thompson/DC/USEPA/US on 11/13/2009 02:40 PM -----

From: "Whelan, Moira" <Moira.Whelehan@dhs.gov>
To: "Leshner, Jan" <Jan.Leshner@dhs.gov>, "Wareing, Tracy" <Tracy.Wareing@dhs.gov>, "Kayyem, Juliette" <Juliette.Kayyem@dhs.gov>, "Tennyson, Stephanie L" <Stephanie.Tennyson@dhs.gov>, "Smith, Sean" <Sean.Smith@dhs.gov>, "Kuban, Sara A" <Sara.Kuban@dhs.gov>, "McNamara, Jason" <Jason.Mcnamara@dhs.gov>, "Fugate, Craig" <Craig.Fugate@dhs.gov>,
[Personal Privacy] "Stevens, Clark" <Clark.Stevens@dhs.gov>, "Colburn, Brent" <Brent.Colburn@dhs.gov>, "Hart, Patrick" <Patrick.Hart@dhs.gov>, "Garratt, David" <david.garratt@dhs.gov>, "Wiggins, Chani Winn" <Chani.Wiggins@dhs.gov>, "Peacock, Nelson" <Nelson.Peacock@dhs.gov>, "Pressman, David" <David.Pressman@dhs.gov>, <joan.deboer@dot.gov>, <dave.gresham@hud.gov>,
[Personal Privacy] <frederick.tombariii@hud.gov>, <brian.gill@hud.gov>, "McDonald, Blair" <Blair.Mcdonald@dhs.gov>, <laura.petrou@hhs.gov>, <rima.cohen@hhs.gov>, "Contreras, January" <January.Contreras@dhs.gov>, "Gordon, Andrew S" <Andrew.Gordon@dhs.gov>, [Personal Privacy],
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[Personal Privacy] <donny.williams@hud.gov>, <laurel.a.blatchford@hud.gov>, [Personal Privacy],
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[Personal Privacy] <Jennifer.a.greer@usace.army.mil>, <Andrew.hagelin@hqda.army.mil>, <steven.l.stockton@usace.army.mil>, <Zoltan.l.montvai@usace.army.mil>, "Grimm, Michael" <michael.grimm@dhs.gov>, <Deborah.ingram@dhs.gov>, <cantor.eric@dol.gov>, <gambrellid@cfdi.treas.gov>, Allyn Brooks-LaSure/DC/USEPA/US@EPA, <mark.newberg@sba.gov>, <steven.smith@sba.gov>, <Donald.orndoff@va.gov>, [Personal Privacy],
[Personal Privacy] <John.cross@do.treas.gov>, <Danielle.l.schopp@hud.gov>, [Personal Privacy],
[Personal Privacy] <theodore.a.brown@usace.army.mil>, <todd.m.richardson@hud.gov>, <dominique.blom@hud.gov>, <jeffrey.riddel@hud.gov>, <david.vargas@hud.gov>, <mark.miszack@fema.gov>, "Fox, Katherine B" <Katherine.B.Fox@dhs.gov>, [Personal Privacy] "Monchek, Rafaela" <rafaela.monchek@dhs.gov>, <carl.highsmith@dot.gov>, <david.matsuda@dot.gov>, "Duggan, Alaina" <Alaina.Duggan@dhs.gov>, "Campbell, Matt" <matt.campbell@dhs.gov>, [Personal Privacy],
[Personal Privacy] Jim Hanlon/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, <donna.white@hud.gov>, <lnembhard@cns.gov>, <baker.angela@dol.gov>, [Personal Privacy] "McClure, Laura" <Laura.Mcclure@dhs.gov>, <rstinson@eda.doc.gov>, <pdavidson@eda.doc.gov>, <cosborne@eda.doc.gov>, <ginger.lew@sba.gov>, <james.rivera@sba.gov>, <eric.zarnikow@sba.gov>, <chris.chan@sba.gov>, <ana.ma@sba.gov>,

<Matthew.Yale@ed.gov>, <johnr.gingrich@va.gov>, <mark.a.linton@hud.gov>, <alexia.kelley@hhs.gov>, <cgrant2@doc.gov>, "Myers, David" <David.Myers1@dhs.gov>, "Schwartz, Alison" <Alison.Schwartz@dhs.gov>, "Goucher, Rob" <rob.goucher@dhs.gov>, <Honker.Bill@epamail.epa.gov>, **Personal Privacy** **Personal Privacy** <fbci@usda.gov>, <edpartners@ed.gov>, <jerry.flavin@sba.gov>, <fbci@usaid.gob>, <vafbnp@va.gov>, <jkelly@cns.gov>, <banks@cdfi.treas.gov>, <kerney-willist@cdfi.treas.gov>, <martineza@cdfi.treas.gov>, <Lynn.Overmann@usdoj.gov>, <melodee.hanes@usdoj.gov>, "Salinas, Victoria" <Victoria.Salinas@dhs.gov>
Cc: "Woodka, Janet" <Janet.Woodka@dhs.gov>, "Banta, Drue" <Drue.Banta@dhs.gov>, "Fraser, Timothy" <Timothy.Fraser@dhs.gov>, "Simms, Nathan F" <Nathan.Simms@dhs.gov>, "Stewart, Jessica" <Jessica.Stewart@dhs.gov>, "McConnell, Scott" <Scott.Mcconnell@dhs.gov>, "Lundqvist, Hanna" <Hanna.Lundqvist@dhs.gov>, "Horton, Eric" <Eric.Horton@dhs.gov>, "Lockett, Terrence" <Terrence.Lockett@dhs.gov>, "Gehring, Wendy" <Wendy.Gehring@dhs.gov>
Date: 11/13/2009 01:16 PM
Subject: Gulf Coast Rebuilding Weekly Update

Office of the Federal Coordinator for Gulf Coast Rebuilding
Weekly Update 11/13/2009

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Ida, a rare late season tropical storm, made landfall on Dauphin Island, Alabama, 30 miles east-southeast of Mobile, on the morning of November 10. It was the 9th named storm of the 2009 Atlantic hurricane season. After making landfall and heading onto the Alabama mainland, it veered towards Florida. Even though Tropical Storm Ida made landfall more than 100 miles away from Grand Isle, La., a 1,000 foot section of a \$24 million levee that was under construction at the time of the storm breached and threatened several homes along the southwestern tip of the island. Grand Isle escaped physical damage to buildings, boats and vehicles. Nearby, Lafourche Parish experienced some flooding outside of its levees and parts of La. 1 were underwater. No damage was reported in Terrebonne Parish. There was localized street flooding in coastal Mississippi and in St. Tammany Parish, LA north of Lake Pontchartrain. A 70-year-old fisherman in Louisiana was presumed dead after he was knocked off his boat by a wave on Monday as he was towing a small boat that lost power in the Mississippi River. The storm shut down nearly a third of oil and natural gas production in the Gulf as companies moved workers ahead of Ida, but demand was so low due to the economic downturn that energy prices barely budged. Oil companies quickly flew workers back out to platforms to restart operations. Oil and gas production has returned to pre-Ida levels.

New Orleans faces a \$68 million budget shortfall; this past week, the City Council held public hearings on proposed cuts. The cuts include \$1 million from the Orleans Parish District Attorney and \$16 million from Criminal Sheriff Marlin Gusman, who runs the city's jails.

On November 11, New Orleans' Inspector General Ed Quatrevaux raised questions about the bid process for the restoration of the Municipal Auditorium, accusing Mayor Ray Nagin of bid-rigging the project. Quatrevaux said that the process should have been run through the New Orleans Redevelopment Authority instead of through the Mayor's office. Nagin announced Monday that he chose real estate developer Stewart Juneau and musician Irvin Mayfield to restore the auditorium.

On Nov. 9, Congressman Cao held an economic development roundtable in New Orleans. Beth Stinson from the Economic Development Administration (Austin Regional Office) at the Department of Commerce attended.

A new study from the Greater New Orleans Community Data Center and the Urban Institute finds that there is a glut of vacant apartments in New Orleans, but these units are unaffordable for those who need them. The report suggests a number of different possible solutions, including extension of the GO Zone Low Income Housing Tax Credit and the employer-assisted housing program.

On October 30, Domestic Policy Council Director Melodee Barnes wrote about her experience at Café Reconcile and their innovative entrepreneurship on the White House Blog.

The New York Times profiled New Orleans' efforts to promote its po-boy sandwich with the New Orleans Po-Boy

Preservation Festival.

The White House Fellows program visited New Orleans November 9-13.

On Friday, November 13, the Office of the Federal Coordinator for Gulf Coast Rebuilding and David Myers from DHS Faith Based Center hosted a meeting with many of the Faith Based Centers within the administration to discuss how to build relationships between the Centers and Gulf Coast organizations.

This week, Federal Coordinator Janet Woodka met with LA HHS Secretary Alan Levine and Denise Byrne of Friends of New Orleans.

Comings and Goings

Vice President Joe Biden committed in an August 24 New Orleans Times Picayune article that he would visit New Orleans after the President's trip, likely "just before the end of the year or just after the first of the year."

The Louisiana Mississippi Gulf Coast Ecosystem Interagency Working Group will likely visit Louisiana before the end of the year.

Forthcoming

On November 14, a free clinic will be opened for one day in New Orleans by the National Association of Free Clinics, the Louisiana Free Clinic Association and C.A.R.E. (Communities Are Responding Everyday). More than 400 medical personnel will volunteer their time to care for individuals without health care insurance on a range of health care related issues.

On November 18, the first meeting of the Long Term Recovery Working Group will be held at the White House. Secretaries Donovan and Napolitano will chair the interagency group, along with Domestic Policy Advisor Melody Barnes.

On November 20, actress and New Orleans resident Sandra Bullock will host a special premiere of her new film, "The Blind Side," at the Prytania Theater in New Orleans. The event, which is private and by invitation only, will raise money for Warren Easton Senior High School, a charter school in Mid-City.

November 22 is the New Orleans Po-Boy Preservation Festival, which will include live music, a cook-off, and of course a selection of the best po-boys in town.

On Nov. 23, the Southeast Louisiana Flood Protection Authority-East will sponsor a levee summit in New Orleans at the Intercontinental Hotel.

A GAO report on Gulf Coast Rebuilding and housing issues in the Gulf Coast is expected to be issued in December.

On December 2-4, the Soros Foundation will hold its annual conference in New Orleans.

The National Fusion Center Conference will be held in New Orleans in February, 2010.

In May, 2010, the inaugural World Delta Dialogue will be convened in the Mississippi River Delta - New Orleans, Louisiana.

On June 8 – 10, 2010 the Louisiana Office of Coastal Protection and Restoration, the US Army Corps of Engineers, the Coalition to Restore Coastal Louisiana and many others have partnered together to host the State of the Coast (SOC) Conference. The conference will consist of three full days of presentations by leading experts in concurrent sessions, café and beignet sessions, keynote speakers, coastal policy plenary session, poster sessions and social networking opportunities focusing on implementing a sustainable coast for Louisiana.

Moiria Whelan

Deputy, Office of the Federal Coordinator for Gulf Coast Rebuilding
202-325-0196

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 10:16:23 PM
Subject: Monday

I don't plan on coming in the office on Monday. I have to participate in this AO Pandemic Influenza telework exercise from home in the morning, so i was going to take the rest of the day off. I have your thumb drive and will give it to you next week, so you can test it at home to make sure it works.

----- Forwarded by Aaron Dickerson/DC/USEPA/US on 11/13/2009 04:25 PM -----

From: Ray Spears/DC/USEPA/US
To: LisaP Jackson/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Aaron Dickerson/DC/USEPA/US@EPA, Wyatt Rockefeller/DC/USEPA/US@EPA, Stephanie Washington/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Eric Wachter/DC/USEPA/US@EPA, Seth Oster/DC/USEPA/US@EPA, Allyn Brooks-LaSure/DC/USEPA/US@EPA, Michael Thiem/DC/USEPA/US@EPA, Roxanne Smith/DC/USEPA/US@EPA, John Kasper/DC/USEPA/US@EPA, Adora Andy/DC/USEPA/US@EPA, Jeffrey Levy/DC/USEPA/US@EPA, Jeff Morin/DC/USEPA/US@EPA, Dale Perry/DC/USEPA/US@EPA, Diane Bazzle/DC/USEPA/US@EPA, Frank Rusincovitch/DC/USEPA/US@EPA, James Howard/DC/USEPA/US@EPA, Juan Reyes/DC/USEPA/US@EPA, Tom Mignone/DC/USEPA/US@EPA, JohnC Martin/DC/USEPA/US@EPA, Kate Perry/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, David McIntosh/DC/USEPA/US@EPA, Joyce Frank/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA, KevinJ Bailey/DC/USEPA/US@EPA, Nigel Simon/DC/USEPA/US@EPA
Date: 11/10/2009 06:35 PM
Subject: Mandatory AO Pandemic Influenza Telework and Communications Test

On October 30th, 2009, as the Senior Information Officer (SIO), I notified you that you have been designated as an "essential personnel" for purposes of the EPA Pandemic Influenza (PI) program. In that email I also notified you of your responsibilities as they relate to AO's PI functions. The Office of Solid Waste and Emergency Response (OSWER) and the Office of Environmental Information (OEI) have requested that all offices conduct a telework exercise with their PI essential personnel to ensure that all essential functions can be performed from a remote location. Offices are required to certify their exercise results by November 20, 2009.

This exercise requires that you be at a remote location. Therefore, we are asking that you not report to the office during the test but conduct the tasks from home or while on travel.

There are four communication elements that are to be tested. The four communication elements are:

E-mail access
Voicemail access
Work@Home portal access
Anytime Anywhere Access (AAA)

In order to remain compliant with Agency PI telework requirements, it is necessary that you participate in an exercise on Monday November 16, 2009 during the hours of 8:00 am and 10:00 am. The exercise consist of four tasks to ensure AO communication elements and essential functions can be performed remotely.

In preparation for the test, print this email and the attachments and take them to your remote location along with your CTS laptop, USB thumb drive, and AAA token (if applicable). You also should forward this email to your personal email account so you can open the "AO PI Telework Exercise" document Monday at 8:00 am to begin this test.

Attached below is a brief summary of each task.

Task 1

The first test involves e-mail access. The 3 different types of e-mail access are:

Webmail access by using the URL: <https://webmail.epa.gov> (See Attachment 1 for instructions)

Blackberry Access via your Blackberry device

USB thumb drive access, connecting to the Internet via a personal or CTS computer (See Attachment 2 for instructions)

Task 2

The second test is to access voicemail remotely.

Dial into the EPA phone system to access your voicemail

Task 3

The third test is to access the Work@Home portal.

Access your internet and go to the Work@Home portal using the URL; <http://portal.epa.gov>. (See Attachment 3 for instructions)

Task 4

The fourth test is to access your AAA token device (if you have one).

Login to AAA and log into People Plus by using the URL:

<https://people.rtpnc.epa.gov/servlets/iclientervlet/d83prd/?cmd=login> (See Attachment 4 for instructions)

After you have completed these tasks, complete the "AO PI Telework Exercise" document indicating whether or not you were able to complete each task successfully, save this document as an attachment, and email it to James Howard.

[attachment "AO PI Telework Exercise.doc" deleted by Aaron Dickerson/DC/USEPA/US] [attachment "Attachment 1.doc" deleted by Aaron Dickerson/DC/USEPA/US] [attachment "Attachment 2.pdf" deleted by Aaron Dickerson/DC/USEPA/US] [attachment "Attachment 3.doc" deleted by Aaron Dickerson/DC/USEPA/US] [attachment "Attachment 4.doc" deleted by Aaron Dickerson/DC/USEPA/US]

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Scott Fulton/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 11:12:18 PM
Subject: C and D

Are you around and able to take a call? A quick read out and getting some guidance. on C&D wld be helpful.

----- Original Message -----

From: Richard Windsor
Sent: 11/13/2009 05:34 PM EST
To: Scott Fulton; Bob Perciasepe; "Steve Thompson" <Steve.Thompson@deq.ok.gov>
Subject: Fw: OMB LOA restrictions on spending for PP D6

----- Original Message -----

From: Richard Windsor
Sent: 11/13/2009 05:33 PM EST
To: Steve Owens; Bob Sussman
Subject: Re: OMB LOA restrictions on spending for PP D6
Please contact Sally to fix this.

----- Original Message -----

From: Steve Owens
Sent: 11/13/2009 05:30 PM EST
To: Richard Windsor; Bob Sussman
Subject: Fw: OMB LOA restrictions on spending for PP D6
FYI. As outlined in the emails below, the OMB budget staff apparently are restricting the funding to OPPTS that is to be used for the enhanced TSCA program and development of the Action Plans. **Deliberative**

Deliberative

----- Forwarded by Steve Owens/DC/USEPA/US on 11/13/2009 05:23 PM -----

From: Priscilla Flattery/DC/USEPA/US
To: Steve Owens/DC/USEPA/US@EPA
Cc: Jim Jones/DC/USEPA/US@EPA, Wendy Cleland-Hamnett/DC/USEPA/US@EPA, barbara cunningham-hq/DC/USEPA/US, Douglas Parsons/DC/USEPA/US@EPA
Date: 11/13/2009 05:20 PM
Subject: Fw: OMB LOA restrictions on spending for PP D6

Steve -- Per our discussion.

From: Eric Burman/DC/USEPA/US

To: Mike Burns/DC/USEPA/US@EPA
Cc: Bruce Berkley/DC/USEPA/US@EPA
Date: 11/13/2009 04:06 PM
Subject: Fw: OMB LOA restrictions on spending for PP D6

Mike,

Below is an email from the finance folks alerting us to OMBs funding restrictions on D6 for FY 2010. The bottom line is that, without a full apportionment, we will not have funds for contracts and related programmatic needs. I'll let you know if I learn more -- please keep me in the loop if you hear anything on your side. Thanks,

Eric Burman
EPA/OPPTS
Resources Management Staff
Phone: 202-564-0267
Cell: Personal Privacy
Fax: 202-564-0540

From: Mustapha Rechache/DC/USEPA/US
To: David Robinson/DC/USEPA/US@EPA
Cc: Richard Blackman/DC/USEPA/US@EPA, Pamala List/DC/USEPA/US@EPA, Holly Douglas/DC/USEPA/US@EPA
Date: 11/13/2009 03:09 PM
Subject: OMB LOA restrictions on spending for PP D6

David,

OMB has placed a limitation on spending in PP D6, Toxic Substances: Chemical Risk Review and Reduction. They have apportioned only a quarter (\$13,751,250) of the appropriated amount. They have also indicated that they will keep apportioning the appropriated money on a quarterly basis until OPPTS comes up with "a satisfactory plan for how funds within this program project are to be spent each quarter." Let me know if you need more information regarding this request from OMB.

Thank you,

Mustapha Rechache, Ph.D.
OCFO, Office of Budget, Control Team
U.S. Environmental Protection Agency
1200 Pennsylvania Ave. NW
Room 4443 L
Ariel Rios North Building
Washington DC 20460
Tel: 202 564-1052
Fax: 202 564-1838

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Steve Owens/OU=DC/O=USEPA/C=US@EPA[]; N=Steve Owens/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;"Diane Thompson" [thompson.diane@epa.gov]; Diane Thompson" [thompson.diane@epa.gov]
From: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 11:34:11 PM
Subject: Re: OMB LOA restrictions on spending for PP D6

All

I am talking to Sally on Monday. Should I add this to the conversation?

Bob Perciasepe
Office of the Administrator
(o) 202 564 2410
(c) **Personal Privacy**

----- Original Message -----

From: Richard Windsor
Sent: 11/13/2009 05:51 PM EST
To: Steve Owens
Cc: Bob Sussman; "Diane Thompson" <thompson.diane@epa.gov>; Bob Perciasepe
Subject: Re: OMB LOA restrictions on spending for PP D6

Not their call. I will gwt involved if needed but this should be one you can win on your own with them. Tx.

----- Original Message -----

From: Steve Owens
Sent: 11/13/2009 05:46 PM EST
To: Richard Windsor
Cc: Bob Sussman
Subject: Re: OMB LOA restrictions on spending for PP D6

Yes; that's the plan.

Deliberative

Deliberative

From: Richard Windsor/DC/USEPA/US
To: Steve Owens/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA
Date: 11/13/2009 05:33 PM
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EPA/OPPTS
Resources Management Staff
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Cell: **Personal Privacy**
Fax: 202-564-0540

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To: David Robinson/DC/USEPA/US@EPA
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Thank you,

Mustapha Rechache, Ph.D.
OCFO, Office of Budget, Control Team
U.S. Environmental Protection Agency
1200 Pennsylvania Ave. NW
Room 4443 L
Ariel Rios North Building
Washington DC 20460
Tel: 202 564-1052
Fax: 202 564-1838

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;"Richard Windsor" [Windsor.Richard@epamail.epa.gov];
N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;"Richard Windsor" [Windsor.Richard@epamail.epa.gov];
N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;"Richard Windsor" [Windsor.Richard@epamail.epa.gov];
N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;"Richard Windsor"
[Windsor.Richard@epamail.epa.gov]; Richard Windsor" [Windsor.Richard@epamail.epa.gov]
From: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US
Sent: Sat 11/14/2009 2:05:24 AM
Subject: Re: C&D

Thanks Bob

I am available if needed

Deliberative

Deliberative

Bob Perciasepe
Office of the Administrator
(o) 202 564 2410
(c) **Personal Privacy**

----- Original Message -----

From: Bob Sussman
Sent: 11/13/2009 08:54 PM EST
To: Bob Perciasepe; Lisa Heinzerling; Peter Silva; Scott Fulton
Subject: Re: C&D

Good meeting

Deliberative

Deliberative

----- Original Message -----

From: Bob Perciasepe
Sent: 11/13/2009 08:31 PM EST
To: Bob Sussman; Lisa Heinzerling; Peter Silva; Scott Fulton
Subject: C&D

So

What say ye?

Bob Perciasepe
Office of the Administrator
(o) 202 564 2410
(c) **Personal Privacy**

To: "Lisa P. Jackson" [Windsor.Richard@epamail.epa.gov]; Lisa Heinzerling [Heinzerling.Lisa@epamail.epa.gov]; Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]; Peter Silva" [Silva.Peter@epamail.epa.gov]; Scott Fulton" [Fulton.Scott@epamail.epa.gov]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Sat 11/14/2009 12:16:34 PM
Subject: Fw: 20 acre numbers
([embedded image](#))

Here is the 20 acre analysis.

----- Original Message -----

From: Maryt Smith
Sent: 11/13/2009 07:27 PM EST
To: Scott Fulton; Bob Sussman; Peter Silva; Lisa Heinzerling
Cc: Ephraim King; Steven Neugeboren
Subject: 20 acre numbers

Scott, Bob, Pete, and Lisa --

We were able to get you all the numbers. I added a row on monetized benefit (in millions) for all three options. As I indicated earlier you don't see a big incremental difference in benefits because we assume that BMPs are very effective (which in the real world is questionable) and all projects need to comply with BMPs. We don't have economic impacts for 20 acres but if 10 acres passes the economic tests then so will 20 acres.

Thanks for all your work.

Mary

Mary T. Smith, Director
Engineering and Analysis Division
U.S. EPA
1200 PA Ave., NW (4303T)
Washington, D.C. 20460
Phone: 202-566-1056
Fax: 202-566-1053
<http://www.epa.gov/waterscience>

Summary of Costs, Load Reductions, and Economic Impacts for C&D Rule Options*

		Option 4a: 260NTU Limit 30-Acre Cutoff	Option 4b: 260NTU Limit 10-Acre Cutoff	Option 4c: 260NTU Limit 20-Acre Cutoff
Total Costs (\$000,000; \$2008)				
Projects Covered by Limit ^a	Number of Projects			
	% of All Projects			
Acres Covered by Limit	Number of Acres			
	% of All Acres			
Sediment Removal	Tons Removed			
	\$ per pound			
Monetized Benefits (\$000,000; \$2008)				
Firms with Compliance Cost Exceeding Percentages of Revenue				
<i>Costs Unadjusted for Effect of Cost Pass-Through</i>				
Firms with Costs Exceeding 1% of Revenue	Number Incurring			
	% of All Firms			
	% of Firms In-Scope			
Firms with Costs Exceeding 3% of Revenue	Number Incurring			
	% of All Firms			
	% of Firms In-Scope			
<i>Costs Adjusted for Effect of Cost Pass-Through</i>				
Firms with Costs Exceeding 1% of Revenue	Number Incurring			
	% of All Firms			
	% of Firms In-Scope			
Firms with Costs Exceeding 3% of Revenue	Number Incurring			
	% of All Firms			
	% of Firms In-Scope			
Potential Closures				
Firms with Negative Business Value Because of Regulation (Potential Closures)	Number Incurring			
(assumes cost pass-through)	% of All Firms			
	% of Firms In-Scope			
*Assumes no recessionary impact				
Total Number of Firms: 1,234		Total Number of Projects: 5,678		

Deliberative

Deliberative

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[];
N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter
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N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[];
N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Richard
Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard
Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US
Sent: Sat 11/14/2009 12:17:50 PM
Subject: Re: C&D

Thanks

I do know the tons of sediment removed changes significantly.

Bob Perciasepe
Office of the Administrator
(o) 202 564 2410
(c) Personal Privacy

----- Original Message -----

From: Bob Sussman
Sent: 11/14/2009 07:10 AM EST
To: Bob Perciasepe; Lisa Heinzerling; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D

Deliberative

----- Original Message -----

From: Bob Perciasepe
Sent: 11/13/2009 09:05 PM EST
To: Bob Sussman; Lisa Heinzerling; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D

Thanks Bob

I am available if needed

Deliberative

Deliberative

Bob Perciasepe
Office of the Administrator
(o) 202 564 2410
(c) Personal Privacy

----- Original Message -----

From: Bob Sussman
Sent: 11/13/2009 08:54 PM EST
To: Bob Perciasepe; Lisa Heinzerling; Peter Silva; Scott Fulton
Subject: Re: C&D

Good meeting	Deliberative
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What say ye?

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To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Sat 11/14/2009 3:22:23 PM
Subject: Re: C&D

Deliberative

----- Original Message -----

From: Bob Sussman
Sent: 11/14/2009 07:10 AM EST
To: Bob Perciasepe; Lisa Heinzerling; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D

Deliberative

----- Original Message -----

From: Bob Perciasepe
Sent: 11/13/2009 09:05 PM EST
To: Bob Sussman; Lisa Heinzerling; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D
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I am available if needed. Deliberative

Deliberative

Bob Perciasepe
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Subject: C&D

So

What say ye?

Bob Perciasepe

Office of the Administrator

(o) 202 564 2410

(c) **Personal Privacy**

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[];
N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[];
N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[];
N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard
Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard
Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Scott Fulton/OU=DC/O=USEPA/C=US
Sent: Sat 11/14/2009 5:02:29 PM
Subject: Re: C&D

Deliberative	
Deliberative	LPJ - are you comfortable waiting until after your conversation with Nancy before transmitting to Cass? Thx

----- Original Message -----

From: Lisa Heinzerling
Sent: 11/14/2009 10:22 AM EST
To: Bob Sussman; Bob Perciasepe; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D

Deliberative

----- Original Message -----

From: Bob Sussman
Sent: 11/14/2009 07:10 AM EST
To: Bob Perciasepe; Lisa Heinzerling; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D

Deliberative

----- Original Message -----

From: Bob Perciasepe
Sent: 11/13/2009 09:05 PM EST
To: Bob Sussman; Lisa Heinzerling; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D

Thanks Bob

I am available if needed.

Deliberative

Deliberative

Bob Perciasepe

Office of the Administrator

(o) 202 564 2410

(c) Personal Privacy

----- Original Message -----

From: Bob Sussman

Sent: 11/13/2009 08:54 PM EST

To: Bob Perciasepe; Lisa Heinzerling; Peter Silva; Scott Fulton

Subject: Re: C&D

Good meeting

Deliberative

Deliberative

----- Original Message -----

From: Bob Perciasepe

Sent: 11/13/2009 08:31 PM EST

To: Bob Sussman; Lisa Heinzerling; Peter Silva; Scott Fulton

Subject: C&D

So

What say ye?

Bob Perciasepe

Office of the Administrator

(o) 202 564 2410

(c) Personal Privacy

To: "Richard Windsor" [Windsor.Richard@epamail.epa.gov]
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Sat 11/14/2009 5:23:10 PM
Subject: Fw: EMBARGOED: Weekly Address: President Obama Calls for Comprehensive Review of Events Leading to Tragedy at Fort Hood
[HERE](#)
www.whitehouse.gov

FYI

From: "Milakofsky, Benjamin E." [Personal Privacy]
Sent: 11/13/2009 04:26 PM EST
To: "Lu, Christopher P." [Personal Privacy] "Smith, Elizabeth S." [Personal Privacy]
"Kimball, Astri B." [Personal Privacy] "French, Michael J." [Personal Privacy]
"Greenawalt, Andrei M." [Personal Privacy]
<[Personal Privacy] "Taylor, Adam R." [Personal Privacy]
"Milakofsky, Benjamin E." [Personal Privacy]
Subject: EMBARGOED: Weekly Address: President Obama Calls for Comprehensive Review of Events Leading to Tragedy at Fort Hood

Dear Chiefs of Staff:

Please see the below text of the president's weekly address.

--Cabinet Affairs

THE WHITE HOUSE

Office of the Press Secretary

EMBARGOED UNTIL 6:00 AM ET, SATURDAY, November 14, 2009

WEEKLY ADDRESS: President Obama Calls for Comprehensive Review of Events Leading to Tragedy at Fort Hood

WASHINGTON – With the investigation into the tragedy at Fort Hood ongoing, President Barack Obama used his weekly address to call for a careful and complete review of what happened before the tragedy.

The full audio of the address is [HERE](#). The video can be viewed online at www.whitehouse.gov.

Remarks of President Barack Obama

Weekly Address

November 14, 2009

This was a week for honoring the extraordinary service and profound sacrifice of our men and women in uniform.

Every fall, we set aside a special day to pay tribute to our veterans. But this year, Veteran’s Day took on even greater poignancy and meaning because of the tragic events at Fort Hood.

On Tuesday, I traveled there to join with the Fort Hood community, the Army, and the friends and families of the victims to honor thirteen of our fellow Americans who died – and the dozens more who were wounded – not on some distant shore, but on a military base at home.

Every man and woman who signs up for military service does so with full knowledge of the dangers that could come – that is part of what makes the service of our troops and veterans so extraordinary. But it’s unthinkable that so many would die in a hail of gunfire on a US Army base in the heart of Texas, and that a fellow service-member could have pulled trigger.

There is an ongoing investigation into this terrible tragedy. That investigation will look at the motives of the alleged gunman, including his views and contacts. As I said in Fort Hood, I am confident that justice will be done, and I will insist that the full story be told. That is paramount, and I won’t compromise that investigation today by discussing the details of this case. But given the potential warning signs that may have been known prior these shootings, we must uncover what steps – if any – could have been taken to avert this tragedy.

On the Thursday evening that this tragedy took place, I met in the Oval Office with Secretary of Defense Gates, the Chairman of the Joint Chiefs of Staff – Admiral Mullen, and FBI Director Mueller to review the immediate steps that were necessary to support the families and secure Fort Hood. The next morning, I met with the leadership of our military and the intelligence community, and ordered them to undertake a full review of the sequence of events that led up to the shootings.

The purpose of this review is clear: We must compile every piece of information that was known about the gunman, and we must learn what was done with that information. Once we have those facts, we must act upon them. If there was a failure to take appropriate action before the shootings, there must be accountability. Beyond that – and most importantly – we must quickly and thoroughly evaluate and address any flaws in the system, so that we can prevent a similar breach from happening again. Our government must be able to act swiftly and surely when it has threatening information. And our troops must have the security that they deserve.

I know there will also be inquiries by Congress, and there should. But all of us should resist the temptation to turn this tragic event into the political theater that sometimes dominates the discussion here in Washington. The stakes are far too high.

Of all the responsibilities of the presidency, the one that I weigh most heavily is my duty as Commander-in-Chief to our splendid service-men and women. Their character and bravery were on full display in that processing center at Fort Hood, when so many scrambled under fire to help their wounded comrades. And their great dignity and decency has been on display in the days since, as the Fort Hood community has rallied together.

We owe our troops prayerful, considered decisions about when and where we commit them to battle to protect our security and freedom, and we must fully support them when they are deployed. We also owe them the absolute assurance that they'll be safe here at home as they prepare for whatever mission may come. As Commander-in-Chief, I won't settle for anything less.

This nation will never forget the service of those we lost at Fort Hood, just as we will always honor the service of all who wear the uniform of the United States of America. Their legacy will be an America that is safer and stronger – an America that reflects the extraordinary character of the men and women who serve it.

Thank you.

To: CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[];
N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[];
N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[];
N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard
Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard
Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Sat 11/14/2009 8:38:47 PM
Subject: Re: C&D

Deliberative

----- Original Message -----

From: Scott Fulton
Sent: 11/14/2009 12:02 PM EST
To: Lisa Heinzerling; Bob Sussman; Bob Perciasepe; Peter Silva; Richard Windsor
Subject: Re: C&D

Deliberative

Deliberative

LPJ - are you comfortable waiting until after your conversation with Nancy before transmitting to Cass? Thx

----- Original Message -----

From: Lisa Heinzerling
Sent: 11/14/2009 10:22 AM EST
To: Bob Sussman; Bob Perciasepe; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D

Deliberative

----- Original Message -----

From: Bob Sussman
Sent: 11/14/2009 07:10 AM EST
To: Bob Perciasepe; Lisa Heinzerling; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D

Deliberative

----- Original Message -----

From: Bob Perciasepe

Sent: 11/13/2009 09:05 PM EST

To: Bob Sussman; Lisa Heinzerling; Peter Silva; Scott Fulton; Richard Windsor

Subject: Re: C&D

Thanks Bob

I am available if needed

Deliberative

Deliberative

Bob Perciasepe

Office of the Administrator

(o) 202 564 2410

(c) **Personal Privacy**

----- Original Message -----

From: Bob Sussman

Sent: 11/13/2009 08:54 PM EST

To: Bob Perciasepe; Lisa Heinzerling; Peter Silva; Scott Fulton

Subject: Re: C&D

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Deliberative

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Sent: 11/13/2009 08:31 PM EST

To: Bob Sussman; Lisa Heinzerling; Peter Silva; Scott Fulton

Subject: C&D

So

What say ye?

Bob Perciasepe

Office of the Administrator

(o) 202 564 2410

(c) **Personal Privacy**

To: Lisa P Jackson [Personal Privacy] Richard Windsor/DC/USEPA/US@EPA[]
From: Heidi Ellis
Sent: Sat 11/14/2009 10:07:20 PM
Subject: NOLA Trip
[NOLA Trip Schedule.doc](#)

Sorry my phone died, and I could not find my charger.

Here is the latest schedule. Advance has to tweak drive times, but the content is solid, minus one possible morning interview.

Sorry for the delay!

----- Forwarded message -----

From: <Ellis.Heidi@epamail.epa.gov>
Date: Fri, Nov 13, 2009 at 6:30 PM
Subject:
To: [Personal Privacy]

(See attached file: NOLA Trip Schedule.doc)

Heidi M. Ellis
Director of Scheduling
Office of the Administrator
US Environmental Protection Agency
Phone: 202-564-3204
Cell: [Personal Privacy]
Fax: 202-501-1480

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Sarah
Pallone/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[];
N=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[];
N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[];
N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US
Sent: Sun 11/15/2009 6:43:15 PM
Subject: Governor Ritter - Potential Issue

Lisa:

Given that you are in Denver tomorrow.

On Friday Governor Ritter's COS, Jim Carpenter, contacted the WH (Shaun McGrath) about SRF contracting issues and he in turn contacted Sarah. They are concerned about contracts about to be awarded and whether they will need to adjust those.

Deliberative

Bob Perciasepe
US EPA
Office of the Administrator
1200 Pennsylvania Ave., ARN
(o)202 564 2410
(c) Personal Privacy

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Sun 11/15/2009 8:42:34 PM
Subject: Communications Opportunities on Dunkard Creek and Hobet 45

Reflecting on the Dunkard Creek briefing and recent political developments on MTM in WVA and here, I see two interrelated communications opportunities we should consider seizing quickly.

Deliberative

Deliberative

Deliberative

Thoughts?

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
Cc: "Scott Fulton" [Fulton.Scott@epamail.epa.gov]; Lisa Heinzerling [Heinzerling.Lisa@epamail.epa.gov]; Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]; Peter Silva" [Silva.Peter@epamail.epa.gov]; Lisa P. Jackson" [Windsor.Richard@epamail.epa.gov]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Sun 11/15/2009 8:49:49 PM
Subject: Re: Fw: 20 acre numbers
\$MIME PART 0000B766000025EE
<http://www.epa.gov/waterscience>

Anything from Nancy yet? We will need to get back to OMB right thing in the am.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Bob Sussman/DC/USEPA/US
To: "Lisa P. Jackson" <Windsor.Richard@epamail.epa.gov>, "Lisa Heinzerling" <Heinzerling.Lisa@epamail.epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Peter Silva" <Silva.Peter@epamail.epa.gov>, "Scott Fulton" <Fulton.Scott@epamail.epa.gov>
Date: 11/14/2009 07:16 AM
Subject: Fw: 20 acre numbers

Here is the 20 acre analysis.

----- Original Message -----

From: Maryt Smith
Sent: 11/13/2009 07:27 PM EST
To: Scott Fulton; Bob Sussman; Peter Silva; Lisa Heinzerling
Cc: Ephraim King; Steven Neugeboren
Subject: 20 acre numbers

Scott, Bob, Pete, and Lisa --

We were able to get you all the numbers. I added a row on monetized benefit (in millions) for all three options. As I indicated earlier you don't see a big incremental difference in benefits because we assume that BMPs are very effective (which in the real world is questionable) and all projects need to comply with BMPs. We don't have economic impacts for 20 acres but if 10 acres passes the economic tests then so will 20 acres.

Thanks for all your work.

Mary

Mary T. Smith, Director

Engineering and Analysis Division
U.S. EPA
1200 PA Ave., NW (4303T)
Washington, D.C. 20460
Phone: 202-566-1056
Fax: 202-566-1053
<http://www.epa.gov/waterscience>

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Scott Fulton/OU=DC/O=USEPA/C=US
Sent: Sun 11/15/2009 11:48:05 PM
Subject: Re: Fw: 20 acre numbers
\$MIME PART 0000B766000025EE
<http://www.epa.gov/waterscience>

Great, thanks!

Bobs.: through whom should we convey 20 acre material and our views on it to Cass? Seems like it should go from either Pete or Lisa H. Thoughts? Thx

From: Richard Windsor
Sent: 11/15/2009 06:05 PM EST
To: Bob Sussman
Cc: Scott Fulton; Lisa Heinzerling; Bob Perciasepe; Peter Silva
Subject: Re: Fw: 20 acre numbers

Finally connected. She is inclined to agree that we stay with 10.

Deliberative

Deliberative

From: Bob Sussman
Sent: 11/15/2009 03:49 PM EST
To: Bob Sussman
Cc: Scott Fulton; Lisa Heinzerling; Bob Perciasepe; Peter Silva; Richard Windsor
Subject: Re: Fw: 20 acre numbers

Anything from Nancy yet? We will need to get back to OMB right thing in the am.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Bob Sussman/DC/USEPA/US
To: "Lisa P. Jackson" <Windsor.Richard@epamail.epa.gov>, "Lisa Heinzerling" <Heinzerling.Lisa@epamail.epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Peter Silva" <Silva.Peter@epamail.epa.gov>, "Scott Fulton" <Fulton.Scott@epamail.epa.gov>

Date: 11/14/2009 07:16 AM
Subject: Fw: 20 acre numbers

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Thanks for all your work.

Mary

Mary T. Smith, Director
Engineering and Analysis Division
U.S. EPA
1200 PA Ave., NW (4303T)
Washington, D.C. 20460
Phone: 202-566-1056
Fax: 202-566-1053
<http://www.epa.gov/waterscience>

To: Richard Windsor/DC/USEPA/US@EPA[]
From: Sarah Dale
Sent: Mon 11/16/2009 12:50:55 AM
Subject: Fwd: briefing items for LPJ
[Advance briefing d'evelyn.docx](#)
[D'Evelyn Girls' Mentoring Program\[1\].docx](#)
[Girls Mentoring Denver - Jackson\[1\].docx](#)
[NOLA Trip Schedule\[1\].docx](#)
[FLOTUS Schools Event Remarks\[1\].docx](#)

Personal Privacy

andy.adora@epa.gov

Thought I'd send these along to you in case you wanted to take a look on your blackberry or print them out at home. sorry we weren't able to get you everything before COB friday--this event is coming together very last minute. As i said to adora, I'll have everything printed out and ready here, along with a detailed daily schedule that I'll finish up later tonight. safe travels and i'll see you tomorrow!!!

----- Forwarded message -----

From: Sarah Dale **Personal Privacy**
Date: Sun, Nov 15, 2009 at 5:49 PM
Subject: briefing items for LPJ
To: **Personal Privacy** andy.adora@epa.gov

Adora, attached are the briefing items for LPJ. please print these out so she can take a look on the plane. the stuff in her book is now outdated (although roughly accurate). I will include a final ticktock later tonight that includes both the event at the gov's mansion and the school (currently there is just a ticktock for the school--we're about to have a final countdown mtg where i'll get the most updated info on timing. I'll have these printed out for her here in Denver so we can get her a copy onsite to take a look at (hopefully I'll be able to get to them to her at the airport when she lands).
Thanks!!
sd

To: CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US
Sent: Mon 11/16/2009 1:08:21 AM
Subject: Re: Fw: 20 acre numbers
\$MIME PART 0000B766000025EE
<http://www.epa.gov/waterscience>

I think Pete and Lisa H should do it. With some indication that from our analysis it changes nothing.

Bob Perciasepe
Office of the Administrator
(o) 202 564 2410
(c) Personal Privacy

From: Scott Fulton
Sent: 11/15/2009 06:48 PM EST
To: Richard Windsor; Bob Sussman
Cc: Bob Perciasepe
Subject: Re: Fw: 20 acre numbers

Great, thanks!

Bobs.: through whom should we convey 20 acre material and our views on it to Cass? Seems like it should go from either Pete or Lisa H. Thoughts? Thx

From: Richard Windsor
Sent: 11/15/2009 06:05 PM EST
To: Bob Sussman
Cc: Scott Fulton; Lisa Heinzerling; Bob Perciasepe; Peter Silva
Subject: Re: Fw: 20 acre numbers

Finally connected. She is inclined to agree that we stay with 10.

Deliberative

Deliberative

From: Bob Sussman

Sent: 11/15/2009 03:49 PM EST
To: Bob Sussman
Cc: Scott Fulton; Lisa Heinzerling; Bob Perciasepe; Peter Silva; Richard Windsor
Subject: Re: Fw: 20 acre numbers

Anything from Nancy yet? We will need to get back to OMB right thing in the am.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Bob Sussman/DC/USEPA/US
To: "Lisa P. Jackson" <Windsor.Richard@epamail.epa.gov>, "Lisa Heinzerling" <Heinzerling.Lisa@epamail.epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Peter Silva" <Silva.Peter@epamail.epa.gov>, "Scott Fulton" <Fulton.Scott@epamail.epa.gov>
Date: 11/14/2009 07:16 AM
Subject: Fw: 20 acre numbers

Here is the 20 acre analysis.

----- Original Message -----

From: Maryt Smith
Sent: 11/13/2009 07:27 PM EST
To: Scott Fulton; Bob Sussman; Peter Silva; Lisa Heinzerling
Cc: Ephraim King; Steven Neugeboren
Subject: 20 acre numbers

Scott, Bob, Pete, and Lisa --

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Thanks for all your work.

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Washington, D.C. 20460
Phone: 202-566-1056
Fax: 202-566-1053

<http://www.epa.gov/waterscience>

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[];
N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[];
N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Mon 11/16/2009 2:47:47 AM
Subject: Re: Fw: 20 acre numbers
<http://www.epa.gov/waterscience>
(embedded image)

Next step seems to be for Pete/Lisa to share with Cass the 20-acre analysis but indicate that we see no reason to deviate from the 10-acre threshold.

Does that work?

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Richard Windsor/DC/USEPA/US
To: Bob Sussman/DC/USEPA/US@EPA
Cc: Scott Fulton/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Bob
Perciasepe/DC/USEPA/US@EPA, Peter Silva/DC/USEPA/US@EPA
Date: 11/15/2009 06:05 PM
Subject: Re: Fw: 20 acre numbers

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From: Bob Sussman
Sent: 11/15/2009 03:49 PM EST
To: Bob Sussman
Cc: Scott Fulton; Lisa Heinzerling; Bob Perciasepe; Peter Silva; Richard Windsor
Subject: Re: Fw: 20 acre numbers

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Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Bob Sussman/DC/USEPA/US

To: "Lisa P. Jackson" <Windsor.Richard@epamail.epa.gov>, "Lisa Heinzerling" <Heinzerling.Lisa@epamail.epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Peter Silva" <Silva.Peter@epamail.epa.gov>, "Scott Fulton" <Fulton.Scott@epamail.epa.gov>
Date: 11/14/2009 07:16 AM
Subject: Fw: 20 acre numbers

Here is the 20 acre analysis.

----- Original Message -----

From: Maryt Smith
Sent: 11/13/2009 07:27 PM EST
To: Scott Fulton; Bob Sussman; Peter Silva; Lisa Heinzerling
Cc: Ephraim King; Steven Neugeboren
Subject: 20 acre numbers

Scott, Bob, Pete, and Lisa --

We were able to get you all the numbers. I added a row on monetized benefit (in millions) for all three options. As I indicated earlier you don't see a big incremental difference in benefits because we assume that BMPs are very effective (which in the real world is questionable) and all projects need to comply with BMPs. We don't have economic impacts for 20 acres but if 10 acres passes the economic tests then so will 20 acres.

Thanks for all your work.

Mary

Mary T. Smith, Director
Engineering and Analysis Division
U.S. EPA
1200 PA Ave., NW (4303T)
Washington, D.C. 20460
Phone: 202-566-1056
Fax: 202-566-1053
<http://www.epa.gov/waterscience>

Summary of Costs, Load Reductions, and Economic Impacts for C&D Rule Options*

		Option 4a: 260NTU Limit 30-Acre Cutoff	Option 4b: 260NTU Limit 10-Acre Cutoff	Option 4c: 260 NTU Limit 20-Acre Cutoff
Total Costs (\$000,000; \$2008)		<div>Deliberative</div>		
Projects Covered by Limit*	Number of Projects			
	% of All Projects			
Acres Covered by Limit	Number of Acres			
	% of All Acres			
Sediment Removal	Tons Removed			
	% Removed			
	\$ per pound			
Monetized Benefits (\$000,000; \$2008)				
Firms with Compliance Cost Exceeding Percentages of Revenue				
<i>Costs Unadjusted for Effect of Cost Pass-Through</i>				
Firms with Costs Exceeding 1% of Revenue	Number Incurring			
	% of All Firms			
	% of Firms In-Scope			
Firms with Costs Exceeding 3% of Revenue	Number Incurring			
	% of All Firms			
	% of Firms In-Scope			
<i>Costs Adjusted for Effect of Cost Pass-Through</i>				
Firms with Costs Exceeding 1% of Revenue	Number Incurring			
	% of All Firms			
	% of Firms In-Scope			
Firms with Costs Exceeding 3% of Revenue	Number Incurring			
	% of All Firms			
	% of Firms In-Scope			
Potential Closures				
Firms with Negative Business Value Because of Regulation (Potential Closures) (assumes cost pass-through)	Number Incurring			
	% of All Firms			
	% of Firms In-Scope			

<div>Deliberative</div>	
-------------------------	--

*Assumes no recessionary impact

Total Number of Firms: Total Number of Projects:

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Mon 11/16/2009 11:38:09 AM
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Richard Windsor

Sent: 11/15/2009 04:48 PM EST

To: Bob Sussman; Bob Perciasepe; Diane Thompson; Seth Oster; Peter Silva

Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Good suggestions though I believe Seth is trying to determine whether this will be from OW or OA.

----- Original Message -----

From: Bob Sussman

Sent: 11/15/2009 03:42 PM EST

To: Richard Windsor; Bob Perciasepe; Diane Thompson; Seth Oster; Peter Silva

Subject: Communications Opportunities on Dunkard Creek and Hobet 45

Reflecting on the Dunkard Creek briefing and recent political developments on MTM in WVA and here, I see two interrelated communications opportunities we should consider seizing quickly.

Deliberative

Deliberative

Thoughts?

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[];
N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Richard
Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard
Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Mon 11/16/2009 11:38:12 AM
Subject: Re: Fw: 20 acre numbers
\$MIME PART 0000B766000025EE
<http://www.epa.gov/waterscience>

Agree. I will e-mail them.

From: Bob Perciasepe
Sent: 11/15/2009 08:08 PM EST
To: Scott Fulton; Richard Windsor; Bob Sussman
Subject: Re: Fw: 20 acre numbers

I think Pete and Lisa H should do it. With some indication that from our analysis it changes nothing.

Bob Perciasepe
Office of the Administrator
(o) 202 564 2410
(c) Personal Privacy

From: Scott Fulton
Sent: 11/15/2009 06:48 PM EST
To: Richard Windsor; Bob Sussman
Cc: Bob Perciasepe
Subject: Re: Fw: 20 acre numbers

Great, thanks!

Bobs.: through whom should we convey 20 acre material and our views on it to Cass? Seems like it should go from either Pete or Lisa H. Thoughts? Thx

From: Richard Windsor
Sent: 11/15/2009 06:05 PM EST
To: Bob Sussman

Cc: Scott Fulton; Lisa Heinzerling; Bob Perciasepe; Peter Silva
Subject: Re: Fw: 20 acre numbers

Finally connected. She is inclined to agree that we stay with 10.

Deliberative

Deliberative

From: Bob Sussman
Sent: 11/15/2009 03:49 PM EST
To: Bob Sussman
Cc: Scott Fulton; Lisa Heinzerling; Bob Perciasepe; Peter Silva; Richard Windsor
Subject: Re: Fw: 20 acre numbers

Anything from Nancy yet? We will need to get back to OMB right thing in the am.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Bob Sussman/DC/USEPA/US
To: "Lisa P. Jackson" <Windsor.Richard@epamail.epa.gov>, "Lisa Heinzerling" <Heinzerling.Lisa@epamail.epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Peter Silva" <Silva.Peter@epamail.epa.gov>, "Scott Fulton" <Fulton.Scott@epamail.epa.gov>
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Cc: Ephraim King; Steven Neugeboren
Subject: 20 acre numbers

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Thanks for all your work.

Mary

Mary T. Smith, Director
Engineering and Analysis Division
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1200 PA Ave., NW (4303T)
Washington, D.C. 20460
Phone: 202-566-1056
Fax: 202-566-1053
<http://www.epa.gov/waterscience>

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Mon 11/16/2009 11:42:25 AM
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Richard Windsor
Sent: 11/16/2009 06:40 AM EST
To: Bob Sussman
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Bob Sussman
Sent: 11/16/2009 06:38 AM EST
To: Richard Windsor
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Richard Windsor
Sent: 11/15/2009 04:48 PM EST
To: Bob Sussman; Bob Perciasepe; Diane Thompson; Seth Oster; Peter Silva
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Bob Sussman
Sent: 11/15/2009 03:42 PM EST
To: Richard Windsor; Bob Perciasepe; Diane Thompson; Seth Oster; Peter Silva
Subject: Communications Opportunities on Dunkard Creek and Hobet 45

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Deliberative

Deliberative

Deliberative

Thoughts?

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: "Lisa Heinzerling" [heinzerling.lisa@epa.gov]; Gina (Sheila) McCarthy" [mccarthy.gina@epa.gov]; David McIntosh" [mcintosh.david@epa.gov]; Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]; Bob Sussman" [Sussman.bob@epa.gov]
From: CN=David McIntosh/OU=DC/O=USEPA/C=US
Sent: Mon 11/16/2009 5:38:34 PM
Subject: Re: CAA GHG Reduction Info

Heather Z is proposing that we do that at 2pm tomorrow.

From: Richard Windsor/DC/USEPA/US
To: "Gina (Sheila) McCarthy" <mccarthy.gina@epa.gov>
Cc: "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Lisa Heinzerling" <heinzerling.lisa@epa.gov>, "Bob Sussman" <Sussman.bob@epa.gov>, "David McIntosh" <mcintosh.david@epa.gov>
Date: 11/16/2009 12:37 PM
Subject: CAA GHG Reduction Info

I believe the time is right for you all to head over to brief OECC (Carol's shop) on the above info. I suggest doing it in person to walk them through it and contextualize it.

A few thoughts - it would be helpful to frame costs of the various options, even if qualitatively, i.e, low, medium or high - mainly to help refute the "regulation is by nature drastic and will bankrupt the economy" argument.

Also - let me know if there are any significant changes in your analysis since the last time we spoke.

Tx, Lisa

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Mon 11/16/2009 5:45:17 PM
Subject: discount rate
[Discount memo for Administrator.doc](#)
[Illustration of benefits using different constant discount rates.doc](#)

You asked for information on how the discount rate influences the calculation of benefits of rules such as the autos rule.

Deliberative

I hope this is helpful. Let me know if you need anything else. Thanks.

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Mon 11/16/2009 7:17:18 PM
Subject: Re: discount rate

Thanks. Will do.

From: Richard Windsor/DC/USEPA/US
To: Lisa Heinzerling/DC/USEPA/US@EPA
Cc: "David McIntosh" <mcintosh.david@epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>
Date: 11/16/2009 12:58 PM
Subject: Re: discount rate

Thanks. Will review. In the meantime, make sure you talk to David to get download on this from my brief discussions at WH last week (if you haven't already). Lj

----- Original Message -----

From: Lisa Heinzerling
Sent: 11/16/2009 12:45 PM EST
To: Richard Windsor
Subject: discount rate

You asked for information on how the discount rate influences the calculation of benefits of rules such as the autos rule.

Deliberative

I hope this is helpful. Let me know if you need anything else. Thanks.

[attachment "Discount memo_for Administrator.doc" deleted by Richard Windsor/DC/USEPA/US]

[attachment "Illustration of benefits using different constant discount rates.doc" deleted by Richard Windsor/DC/USEPA/US]

To: windsor.richard@epa.gov;"McCarthy, Gina" [McCarthy.Gina@epamail.epa.gov]; McCarthy, Gina" [McCarthy.Gina@epamail.epa.gov]; Perciasepe, Bob" [Perciasepe.Bob@epamail.epa.gov]; Fulton, Scott" [fulton.scott@epa.gov]; Oster, Seth" [Oster.Seth@epa.gov]; Heinzerling, Lisa" [Heinzerling.Lisa@epamail.epa.gov]; McIntosh, David" [McIntosh.David@epamail.epa.gov]; Ganesan, Arvin" [Ganesan.Arvin@epamail.epa.gov]; Sussman, Bob" [Bob.Sussman@retiredpartner.lw.com]; DePass, Michelle" [DePass.Michelle@epamail.epa.gov]
From: CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 12:16:58 PM
Subject: Fw: U.S.-China Clean Energy Announcements
[US-China Fact Sheet on Coal.pdf](#)
[US-China Fact Sheet on Efficiency Action Plan.pdf](#)
[US-China Fact Sheet on Electric Vehicles.pdf](#)
[US-China Fact Sheet on Renewable Energy.pdf](#)
[U.S.-China Fact Sheet on CERC.pdf](#)
[US-China Fact Sheet on Shale Gas.pdf](#)

MABL.

M. Allyn Brooks-LaSure
Office of the Administrator
U.S. Environmental Protection Agency
Cell: Personal Privacy

From: "White House Press Office" [whitehouse-lists-noreply@list.whitehouse.gov]
Sent: 11/17/2009 01:18 AM EST
To: Allyn Brooks-LaSure
Subject: U.S.-China Clean Energy Announcements

THE WHITE HOUSE

Office of the Press Secretary

FOR IMMEDIATE RELEASE

November 17, 2009

U.S.-China Clean Energy Announcements

Today, President Barack Obama and President Hu Jintao announced a far-reaching package of measures to strengthen cooperation between the United States and China on clean energy. Attached are six fact sheets on the U.S-China clean energy announcements.

1. U.S.-China Clean Energy Research Center. The two Presidents announced the establishment of the U.S.-China Clean Energy Research Center. The Center will facilitate joint research and development of clean energy technologies by teams of scientists and engineers from the United States and China, as well as serve as a clearinghouse to help researchers in each country. The Center will be supported by public and private funding of at least \$150 million over five years, split evenly between the two countries. Initial research priorities will be building energy efficiency, clean coal including carbon capture and storage, and clean vehicles. The Protocol formally establishing the Center was signed in Beijing by U.S. Energy Secretary Steven Chu, Chinese Minister of Science and Technology Wan Gang, and Chinese National Energy Agency Acting Administrator Zhang Guobao.
2. U.S.-China Electric Vehicles Initiative. The two Presidents announced the launch of the U.S.-China Electric Vehicles Initiative. Building on the first-ever US-China Electric Vehicle Forum in September 2009, the initiative will include joint standards development, demonstration projects in more than a dozen cities, technical roadmapping and public education projects. The two leaders emphasized their countries' strong shared interest in accelerating the deployment of electric vehicles in order to reduce oil dependence, cut greenhouse gas emissions and promote economic growth.
3. U.S. China Energy Efficiency Action Plan. The two Presidents announced the launch of a new U.S.-China Energy Efficiency Action Plan. Under the new plan, the two countries will work together to improve the energy efficiency of buildings, industrial facilities, and consumer appliances. U.S. and Chinese officials will work together and with the private sector to develop energy efficient building codes and rating systems, benchmark industrial energy efficiency, train building inspectors and energy efficiency auditors for industrial facilities, harmonize test procedures and performance metrics for energy efficient consumer products, exchange best practices in energy efficient labeling systems, and convene a new U.S.-China Energy Efficiency Forum to be held annually, rotating between the two countries.
4. U.S. China Renewable Energy Partnership. The two Presidents announced the launch of a new U.S.-China Renewable Energy Partnership. Under the Partnership, the two countries will develop roadmaps for wide-spread renewable energy deployment in both countries. The Partnership will also provide technical and analytical resources to states and regions in both countries to support renewable energy deployment and will facilitate state-to-state and region-to-region partnerships to share experience and best practices. A new Advanced Grid Working Group will bring together U.S. and Chinese policymakers, regulators, industry leaders, and civil society to develop strategies for grid modernization in both countries. A new U.S.-China Renewable Energy Forum will be held annually, rotating between the two countries.
5. 21st Century Coal. The two Presidents pledged to promote cooperation on cleaner uses of coal, including large-scale carbon capture and storage (CCS) demonstration projects. Through the new U.S.-China Clean Energy Research Center, the two countries are launching a program of technical cooperation to bring teams of U.S. and Chinese scientists and engineers together in developing clean coal and CCS technologies. The two governments are also actively engaging industry, academia, and civil society in advancing clean coal and CCS solutions. The

Presidents welcomed: (i) a grant from the U.S. Trade and Development Agency to the China Power Engineering and Consulting Group Corporation to support a feasibility study for an integrated gasification combined cycle (IGCC) power plant in China using American technology, (ii) an agreement by Missouri-based Peabody Energy to invest participate in GreenGen, a project of several major Chinese energy companies to develop a near-zero emissions coal-fired power plant, (iii) an agreement between GE and Shenhua Corporation to collaborate on the development and deployment of IGCC and other clean coal technologies; and (iv) an agreement between AES and Songzao Coal and Electric Company to use methane captured from a coal mine in Chongqing, China, to generate electricity and reduce greenhouse gas emissions.

6. Shale Gas Initiative. The two Presidents announced the launch of a new U.S.-China Shale Gas Resource Initiative. Under the Initiative, the U.S. and China will use experience gained in the United States to assess China's shale gas potential, promote environmentally-sustainable development of shale gas resources, conduct joint technical studies to accelerate development of shale gas resources in China, and promote shale gas investment in China through the U.S.-China Oil and Gas Industry Forum, study tours, and workshops.

7. U.S. China Energy Cooperation Program. The two Presidents announced the establishment of the U.S.-China Energy Cooperation Program. The program will leverage private sector resources for project development work in China across a broad array of clean energy projects, to the benefit of both nations. More than 22 companies are founding members of the program. The ECP will include collaborative projects on renewable energy, smart grid, clean transportation, green building, clean coal, combined heat and power, and energy efficiency.

###

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[];
N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 3:06:20 PM
Subject: C&D
[Construction and Development Rule points.doc](#)
[Rule Phase-In.xls](#)
[C&D Options.xls](#)

In anticipation of your possible phone call with Peter O, attached are three documents we brought with us to the last meeting on this rule with OMB.

An important point made in the "C&D rule points" document below, and in the "rule phase-in" chart below, is that the costs of the rule do not really start to kick in for some years, due not only to the 18-month phase-in now built into the rule but also to the need for state action before the rule is fully implemented.

At the 8:45 today we also discussed the fact that we are basically out of time on this rule. The rule must come back to us by Friday in order to stay on track for publication by the court-ordered deadline. And we need to be able to incorporate whatever comes out of the OMB process, also by Friday -- meaning, if changes are coming, we need to know about them now.

Let us know if you have any questions.

C&D Compliance Phase-In Scenarios 2008\$

Table Shows Compliance Costs for the 10 acre threshold and 30 acre threshold

Assumes project initiations are uniformly distributed across each year

	Compliance Year									
	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019
Total Acres	<div>Deliberative</div>									
Total Projects										
Number of States In-Scope										
Total In-Scope Acres										
Total In-Scope Projects										
Total Compliance Cost (\$Million, \$2008) ³	<div>Deliberative</div>									
10 acre threshold										
30 acre threshold										

¹Accounting for state exclusions based on CGP renewal

²Includes District of Columbia

³Both options include 18 month delay before numeric limits are required.

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA[]; N=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 4:23:02 PM
Subject: C&D

Seems that OMB is questioning the validity of our claim that we need a decision by yesterday. They don't think it will take as long at the Fed. Reg as we do. they are continuing to say it is unlikely that Orsag and others can do the mtg today; are also now looking at tomr.

DT

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US[]; N=Robert Goulding/OU=DC/O=USEPA/C=US[]
From: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 5:22:41 PM
Subject: Re: C&D

A meeting has been scheduled for 7:45pm EST with Peter Orszag, CEA, NEC and others. The majority of participants will be gathering in Peter Orszag's office so we are welcome to send a rep to attend in person. If so, i need to know who, so i can clear in that person.

Here is the call-in information:

Dial-in#:
Passcode:

From: Diane Thompson/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Cc: Scott Fulton/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Aaron Dickerson/DC/USEPA/US@EPA
Date: 11/17/2009 11:23 AM
Subject: C&D

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DT

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency

202-564-6999

To: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Robert Goulding/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 5:23:50 PM
Subject: Re: C&D

I think we're pushing it. She's got the 730 est China call.

----- Original Message -----

From: Aaron Dickerson

Sent: 11/17/2009 12:22 PM EST

To: Richard Windsor

Cc: Bob Perciasepe; Diane Thompson; Bob Sussman; Lisa Heinzerling; Scott Fulton; Robert Goulding

Subject: Re: C&D

A meeting has been scheduled for 7:45pm EST with Peter Orszag, CEA, NEC and others. The majority of participants will be gathering in Peter Orszag's office so we are welcome to send a rep to attend in person. If so, i need to know who, so i can clear in that person.

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Passcode: Personal Privacy

From: Diane Thompson/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Cc: Scott Fulton/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Aaron Dickerson/DC/USEPA/US@EPA
Date: 11/17/2009 11:23 AM
Subject: C&D

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DT

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

To: CN=Robert Goulding/OU=DC/O=USEPA/C=US[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 5:28:14 PM
Subject: Re: C&D

This was the best i could do. OMB couldn't do earlier and Peter Orszag has another appt he has to get to by 8:30pm so his office wouldn't push it any later.

From: Robert Goulding/DC/USEPA/US
To: Aaron Dickerson/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA
Cc: Bob Perciasepe/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA
Date: 11/17/2009 12:23 PM
Subject: Re: C&D

I think we're pushing it. She's got the 730 est China call.

----- Original Message -----

From: Aaron Dickerson
Sent: 11/17/2009 12:22 PM EST
To: Richard Windsor
Cc: Bob Perciasepe; Diane Thompson; Bob Sussman; Lisa Heinzerling; Scott Fulton; Robert Goulding
Subject: Re: C&D

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Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Aaron Dickerson/DC/USEPA/US@EPA
Date: 11/17/2009 11:23 AM
Subject: C&D

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To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 6:01:27 PM
Subject: Re: C&D

This meeting has now been pushed back to 8:00pm EST.

From: Richard Windsor/DC/USEPA/US
To: Aaron Dickerson/DC/USEPA/US@EPA
Cc: Bob Perciasepe/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Robert Goulding/DC/USEPA/US@EPA
Date: 11/17/2009 12:24 PM
Subject: Re: C&D

Who of you will go? It will be too hard for me to to do this w/o help.

----- Original Message -----

From: Aaron Dickerson
Sent: 11/17/2009 12:22 PM EST
To: Richard Windsor
Cc: Bob Perciasepe; Diane Thompson; Bob Sussman; Lisa Heinzerling; Scott Fulton; Robert Goulding
Subject: Re: C&D

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Date: 11/17/2009 11:23 AM
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To: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Avi Garbow/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Avi Garbow/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Avi Garbow/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Avi Garbow/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Avi Garbow/OU=DC/O=USEPA/C=US@EPA[]; N=Avi Garbow/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Scott Fulton/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 6:05:31 PM
Subject: Close hold Re: C&D -- Privileged Attorney-client communication

Deliberative

Deliberative

From: Diane Thompson/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Cc: Scott Fulton/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob
Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Aaron Dickerson/DC/USEPA/US@EPA
Date: 11/17/2009 11:23 AM
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U. S. Environmental Protection Agency
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To: CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA;CN=Avi Garbow/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Avi Garbow/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 6:16:42 PM
Subject: Re: Close hold Re: C&D -- Privileged Attorney-client communication

Deliberative

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Scott Fulton/DC/USEPA/US
To: Diane Thompson/DC/USEPA/US@EPA
Cc: Aaron Dickerson/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA, Peter Silva/DC/USEPA/US@EPA, Avi Garbow/DC/USEPA/US@EPA
Date: 11/17/2009 01:05 PM
Subject: Close hold Re: C&D -- Privileged Attorney-client communication

Deliberative

Deliberative

From: Diane Thompson/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Cc: Scott Fulton/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob
Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Aaron Dickerson/DC/USEPA/US@EPA
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202-564-6999

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Cc: []
From: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 6:31:24 PM
Subject: Re: C&D

Lisa:

I have suggested that Lisa H and Scott F (given how hard they are pushing on "why can't we delay") be your reps in the meeting. I also would like to have a short pre-meeting strategy discussion/call at 6:15 or 6:30. I think this should be after you land.

Bob Perciasepe
US EPA
Office of the Administrator
1200 Pennsylvania Ave., ARN
(o)202 564 2410
(c) Personal Privacy

From: Robert Goulding/DC/USEPA/US
To: Aaron Dickerson/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA
Cc: Bob Perciasepe/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA
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To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
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From: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 7:15:55 PM
Subject: Re: C&D

I just spoke to Pete to complete the loop.

The line up now is as follows:

6:30 pm this evening there will be a pre meeting call with the Administrator in her office.

8:00 pm is the meeting at OMB Director Orszag's Office.

In the room for EPA will be: Lisa H, (Scott will make sure Lisa is up on all the settlement and court order language) and Pete. Administrator will call in.

Aaron, can you get them cleared. Thanks

Bob Perciasepe
US EPA
Office of the Administrator
1200 Pennsylvania Ave., ARN
(o)202 564 2410
(c) **Personal Privacy**

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 7:20:29 PM
Subject: Re: discount rate

Hi Lisa -- David says he doesn't remember the specifics of the discussions you mention below. -- Lisa

From: Richard Windsor/DC/USEPA/US
To: Lisa Heinzerling/DC/USEPA/US@EPA
Cc: "David McIntosh" <mcintosh.david@epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>
Date: 11/16/2009 12:58 PM
Subject: Re: discount rate

Thanks. Will review. In the meantime, make sure you talk to David to get download on this from my brief discussions at WH last week (if you haven't already). Lj

----- Original Message -----

From: Lisa Heinzerling
Sent: 11/16/2009 12:45 PM EST
To: Richard Windsor
Subject: discount rate

You asked for information on how the discount rate influences the calculation of benefits of rules such as the autos rule.

I'm attaching two items for this purpose. One is a memo which goes into some (but not huge) detail about discounting in general. The tables in this memo show the effect of different discount rates (and different discounting methodologies) on the social cost of carbon itself. It's big.

The second item is a graph showing how the discount rate can affect benefits into the far future. The numbers in the graph aren't attached to any particular rule; they're just meant to give a visual sense of how large an effect discounting has on calculations of future benefits.

I hope this is helpful. Let me know if you need anything else. Thanks.

[attachment "Discount memo_for Administrator.doc" deleted by Richard Windsor/DC/USEPA/US]

[attachment "Illustration of benefits using different constant discount rates.doc" deleted by Richard Windsor/DC/USEPA/US]

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Seth Oster/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 7:20:33 PM
Subject: OMB Issue

Need to make sure you are aware of it -- a different one from the matter we discussed earlier today, but one that you need to know about if you have your call later today. I will wait to hear from one of you, or download to Diane to pass to you shortly.

Seth

Seth Oster
Associate Administrator
Office of Public Affairs
Environmental Protection Agency
(202) 564-1918
oster.seth@epa.gov

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA[]; N=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA[]; N=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Brendan Gilfillan/OU=DC/O=USEPA/C=US@EPA;CN=Michael Moats/OU=DC/O=USEPA/C=US@EPA[]; N=Michael Moats/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Adora Andy/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 10:34:59 PM
Subject: FOX NEWS: "EPA'S GAG ORDER"

Below is FOX's latest story on the Region 9 attorneys. Along with the numerous inaccuracies, they misquoted my statement - not sure it's worth even calling them out because it's abundantly clear there is a set agenda here.

<http://www.foxnews.com/search-results/m/27452259/gag-order.htm?q=allan+zabel>

ROUGH TRANSCRIPT:

ALISYN CAMEROTA, ANCHOR: "A congressional oversight panel is demanding answers from the Obama administration after it threatened disciplinary action. Against too long time EPA climate experts. Who questioned the science behind global warming policy even though the husband and wife spoke out as just private citizens. The EPA ordered them to remove their ten minute video. From the web Foxes William La Jeunesse is in Los Angeles. More on the government's gag order tell us about this objectionable YouTube video."

WILLIAM LA JEUNESSE, REPORTER:

"Well, Alisyn, as you know after health care, the administration's number one legislative goal is a climate change bill known as cap and trade. Now these two experts say that's a disaster in the making what's equally important here is the public's right to hear dissenting voice from inside these agencies. Even when the president's team. Doesn't want you hear it."

NAT SOUND FROM YOUTUBE VIDEO: "We're speaking out because our political leaders are getting bad advice."

Laurie Williams and husband Alan Zabel have each worked for the EPA for more than twenty years and both have serious concerns about the administration's plan to address climate change so on their own time they made a video about it.

NAT SOUND FROM YOUTUBE VIDEO "Cap and trade with offsets provides a false sense of progress and and puts money in the pockets of offset invests

Their bosses in San Francisco approve the effort but after their editorial appeared in the Washington Post. EPA's director ordered to appear to kill the video or face disciplinary action.

LAURIE: "People understand the problems with the cap and trade with offsets bill are not being heard."

Specifically the EPA didn't want them mentioning their Ford decades of experience with the agency. Time spent studying these precise issues

ALAN: "We think that these restrictions might not be constitutional."

Jeff Ruch, PEER: "It is censorship."

In a statement the EPA says it welcomes free expression provided employees adhere to ethics rules. Republicans on the house oversight and government reform committee want an investigation into what regulations Zabel and Williams violated. Critics argue the action contradicts the president's support for open government.

PEER: "If through the Obama administration believes in transparency. -- in precisely these sort of cases that they need to practices."

REPORTER BACK ON CAMERA: " The bottom line is the video is down congress wants answers and especially White House and because it was the president who said he wanted to take the politics. Out of science and this is a very important issues you know if you cut."

****DOUBLE BOXES****

ANCHOR: " And of course William that they shouldn't they're just speaking for themselves of these are not the opinions of the EPA. And isn't this just free speech."

REPORTER:

" What that's what the lawyer for -- lawyers contend because there isn't disclaimer in the video that says we are speaking number one. As private citizens and these are not the views of the administration or the agency but nevertheless the EPA. They got clearance and haven't Cisco would suddenly Washington heard it and they seven down."

Adora Andy
Press Secretary
U.S. Environmental Protection Agency
Office of Public Affairs
202-564-2715
andy.adora@epa.gov

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: "Gina (Sheila) McCarthy" [mccarthy.gina@epa.gov]
From: CN=David McIntosh/OU=DC/O=USEPA/C=US
Sent: Wed 11/18/2009 12:14:10 AM
Subject: Re: CAA GHG Reduction Info

Hi Administrator,

Earlier this evening, Gina did brief Carol, Heather, and Jody in OECC, for a little over an hour. Joe Goffman and I accompanied Gina. I'll let Gina give you a detailed download by phone or in person. I'll just say briefly here that I think it went well. Gina presented it all well and clearly. They seemed eager to receive the information and very interested in what they were hearing. They didn't display any alarm over the fact that EPA had collected the information, and they didn't express any skepticism about the information itself. The conversation was friendly. We made clear to them that there is no existing plan for release or even inter-agency circulation of an EPA document. Rather, this was simply a description for OECC (and, for the time being, only for OECC) of questions that EPA is asking itself internally and answers that are beginning to emerge.

-David

From: Richard Windsor/DC/USEPA/US
To: "Gina (Sheila) McCarthy" <mccarthy.gina@epa.gov>
Cc: "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Lisa Heinzerling" <heinzerling.lisa@epa.gov>, "Bob Sussman" <Sussman.bob@epa.gov>, "David McIntosh" <mcintosh.david@epa.gov>
Date: 11/16/2009 12:37 PM
Subject: CAA GHG Reduction Info

I believe the time is right for you all to head over to brief OECC (Carol's shop) on the above info. I suggest doing it in person to walk them through it and contextualize it.

A few thoughts - it would be helpful to frame costs of the various options, even if qualitatively, i.e, low, medium or high - mainly to help refute the "regulation is by nature drastic and will bankrupt the economy" argument.

Also - let me know if there are any significant changes in your analysis since the last time we spoke.

Tx, Lisa

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=David McIntosh/OU=DC/O=USEPA/C=US
Sent: Wed 11/18/2009 2:41:54 PM
Subject: Re: CAA GHG Reduction Info

Sorry, we had a partial email shut down that no one actually knew was even happening. So I'm just getting this email now. I think maybe we should sit down for a few minutes on Friday or Monday to talk about next steps/follow-up.

From: Richard Windsor/DC/USEPA/US
To: David McIntosh/DC/USEPA/US@EPA
Date: 11/18/2009 08:26 AM
Subject: Re: CAA GHG Reduction Info

Next steps? Follow up?

----- Original Message -----

From: David McIntosh
Sent: 11/17/2009 07:14 PM EST
To: Richard Windsor
Cc: "Gina (Sheila) McCarthy" <mccarthy.gina@epa.gov>
Subject: Re: CAA GHG Reduction Info

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Cc: "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Lisa Heinzerling" <heinzerling.lisa@epa.gov>, "Bob Sussman" <Sussman.bob@epa.gov>, "David McIntosh" <mcintosh.david@epa.gov>
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To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[];
N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[];
N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[];
N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Wed 11/18/2009 5:24:11 PM
Subject: Key Points for Orzag Discussion

Deliberative

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Adora Andy/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Brendan Gilfillan/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Brendan Gilfillan/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Brendan Gilfillan/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Wed 11/18/2009 6:58:38 PM
Subject: Re: *HEADS UP** FINAL press release for MTM announcement
[of proposed actions](#)
www.regulations.gov
<http://www.osmre.gov/topic/Oversight/SCM/SCM.shtml>
Oversight@osmre.gov

As a general proposition, your approach is fine.

Deliberative

Deliberative

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Seth Oster/DC/USEPA/US
To: Adora Andy/DC/USEPA/US@EPA
Cc: Allyn Brooks-LaSure/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Brendan Gilfillan/DC/USEPA/US@EPA, Peter Silva/DC/USEPA/US@EPA, Robert Goulding/DC/USEPA/US@EPA
Date: 11/18/2009 01:51 PM
Subject: Re: *HEADS UP** FINAL press release for MTM announcement

Yes, we'll need to have a statement ready.

Bob/Pete, can we say that we support the reconsideration of this rule and that it is consistent with our

determination to enforce the CWA and ensure that the practice of Mountain Mining does not negatively impact either the environment, water quality or the health of people in the vicinities of these projects?

Seth Oster
Associate Administrator
Office of Public Affairs
Environmental Protection Agency
(202) 564-1918
oster.seth@epa.gov

From: Adora Andy/DC/USEPA/US
To: Seth Oster/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Peter Silva/DC/USEPA/US@EPA
Cc: Brendan Gilfillan/DC/USEPA/US@EPA, Robert Goulding/DC/USEPA/US@EPA, Allyn Brooks-LaSure/DC/USEPA/US@EPA
Date: 11/18/2009 12:02 PM
Subject: *HEADS UP** FINAL press release for MTM announcement

Hey folks,
Below is the final MTM press release from DOI. It goes to the public at 2:30pm ET today and to the Hill and stakeholders at 1:30pm ET. I've cc'd folks in New Orleans so that they can make sure LPJ sees it.
NOTE: The ANPR discussed in the press release is expected to be published in the Federal Register later this week. DOI says the policy folks in "our agencies" (I guess that includes EPA) are hammering out the final reviews with OMB.
Do you think we should prepare a responsive statement, just in case we're asked for one?

Thanks,
Adora

Date: November 18, 2009

Contact: Peter Mali (202) 536-7351

Frank Quimby (202) 208-6416

Interior Strengthens Coal Mining Oversight, Announces Initiatives to Better Protect Streams in Coal Country

WASHINGTON, D.C. – The Department of the Interior is taking immediate actions to strengthen oversight of state surface coal mining programs and promulgating Federal regulations to better protect streams affected by surface coal mining operations, Interior officials announced today.

"America's vast coal resources are a vital component of our energy future and our economy, but we have a responsibility to ensure that development is done in a way that protects public health and safety and the environment," said Assistant Secretary for Land and Minerals Management Wilma Lewis. "We are moving as quickly as possible under the law to gather public input for a new rule, based on sound science, that will govern how companies handle fill removed from mountaintop coal seams. Until we put a new rule in place, we will work to provide certainty to coal operations and the communities that depend on coal for their livelihood, strengthen our oversight and inspections, and work to better protect streams and water quality."

Interior's Office of Surface Mining Reclamation and Enforcement (OSM) is publishing an advance notice of

proposed rulemaking regarding the protection of streams from the adverse impacts of surface coal mining operations. The notice requests comments on alternatives for revising the current regulations, which include the stream buffer zone rule issued by the Bush Administration in December 2008.

The 2008 rule modified a 1983 rule that allowed the dumping of overburden within 100 feet of a perennial or intermittent stream only when such activities “will not cause or contribute to the violation of State or Federal water quality standards and will not adversely affect the water quantity or quality or other environmental resources of the stream.” The 2008 rule allows a surface coal mine operator to place excess material excavated by the operation into streams if the operator can show it is not reasonably possible to avoid doing so.

While the new rule is being developed, Interior is taking immediate actions to strengthen protections for streams and communities in coal country, provide regulatory certainty for industry, and bolster OSM’s oversight and enforcement activities.

“We are moving as expeditiously as possible in the rulemaking process, but we will not take shortcuts around the law or the science,” said OSM Director Joe Pizarchik. “Until we complete the new rule, we have to manage the shortcomings of the 2008 rule. OSM will establish a new practice for reviewing permits under the Surface Mining Control and Reclamation Act (SMCRA) that would improve consistency and coordination with other Federal agencies.”

Under the new practice, the review and approval of SMCRA permits must be coordinated with reviews and authorizations required under the Clean Water Act. States must confirm that mining activities in stream buffer zones will not violate state or federal water quality standards. OSM will work with the Corps of Engineers and the Environmental Protection Agency to coordinate these permitting processes and ensure effective and coordinated compliance with provisions of the Clean Water Act.

Lewis and Pizarchik also announced a number of proposed actions to improve the agency’s effectiveness in overseeing state implementation of their approved surface coal mining regulatory programs. Under these proposed actions, OSM would, for the first time since coal-producing states assumed responsibility for their regulatory programs, conduct independent inspections of operators with state-issued surface coal mining permits. OSM would also conduct more oversight inspections, place greater emphasis on reducing the off-site impacts of mining, and review more state-issued surface coal mining permits and state permitting processes in an effort to improve state permitting decisions. The new OSM oversight and enforcement policy will also include revised guidelines for conducting oversight inspections.

“Through tougher oversight and stronger enforcement of SMCRA, we are putting all hands on deck to ensure that Appalachian communities are protected,” Pizarchik added. The reforms announced today are consistent with the Obama Administration’s commitments in a June 11, 2009, Memorandum of Understanding (MOU) among the Department of the Interior, the Environmental Protection Agency, and the Army Corps of Engineers to reduce the harmful environmental consequences of Appalachian surface coal mining.

The public is invited to review and comment on the proposed rulemaking and on OSM’s proposed Oversight Improvement Actions. The advance notice of proposed rulemaking will be sent to the Federal Register shortly. Beginning on the date of publication, comments may be submitted using the Federal e-Rulemaking Portal at www.regulations.gov. The document has been assigned Docket ID: OSM-2009-0009.

The public is also invited to review and comment by December 18, 2009, on OSM’s proposed Oversight Improvement Actions, which can be accessed at (<http://www.osmre.gov/topic/Oversight/SCM/SCM.shtm>). The preferred method for submitting comments is via e-mail to Oversight@osmre.gov. Comments may also be mailed to: Administrative Record (MS 252 SIB), Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue, NW, Washington, DC, 20240.

[attachment "11-18-09 Coal ANPR.doc" deleted by Seth Oster/DC/USEPA/US]

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Adora Andy/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Brendan Gilfillan/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Brendan Gilfillan/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Brendan Gilfillan/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Seth Oster/OU=DC/O=USEPA/C=US
Sent: Wed 11/18/2009 7:02:48 PM
Subject: Re: *HEADS UP** FINAL press release for MTM announcement
[of proposed actions](#)
www.regulations.gov
<http://www.osmre.gov/topic/Oversight/SCM/SCM.shtml>
Oversight@osmre.gov

Ok, thanks Bob.

I think we have what we need to develop something muted by enforcing these general messages.

Seth

Seth Oster
Associate Administrator
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From: Bob Sussman/DC/USEPA/US
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Date: 11/18/2009 01:58 PM
Subject: Re: *HEADS UP** FINAL press release for MTM announcement

As a general proposition, your approach is fine.

Deliberative

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Robert M. Sussman
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[attachment "11-18-09 Coal ANPR.doc" deleted by Seth Oster/DC/USEPA/US]

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
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From: CN=Adora Andy/OU=DC/O=USEPA/C=US
Sent: Wed 11/18/2009 7:13:44 PM
Subject: Re: *HEADS UP** FINAL press release for MTM announcement
[of proposed actions](#)
www.regulations.gov
<http://www.osmre.gov/topic/Oversight/SCM/SCM.shtm>
Oversight@osmre.gov

Deliberative

----- Original Message -----

From: Richard Windsor
Sent: 11/18/2009 02:06 PM EST
To: Seth Oster; Bob Sussman
Cc: Adora Andy; Allyn Brooks-LaSure; Brendan Gilfillan; Peter Silva; Robert Goulding
Subject: Re: *HEADS UP** FINAL press release for MTM announcement

Deliberative

----- Original Message -----

From: Seth Oster
Sent: 11/18/2009 02:02 PM EST
To: Bob Sussman
Cc: Adora Andy; Allyn Brooks-LaSure; Brendan Gilfillan; Peter Silva; Richard Windsor; Robert Goulding
Subject: Re: *HEADS UP** FINAL press release for MTM announcement
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Deliberative

Seth

Seth Oster
Associate Administrator
Office of Public Affairs
Environmental Protection Agency
(202) 564-1918

oster.seth@epa.gov

From: Bob Sussman/DC/USEPA/US
To: Seth Oster/DC/USEPA/US@EPA
Cc: Adora Andy/DC/USEPA/US@EPA, Allyn Brooks-LaSure/DC/USEPA/US@EPA, Brendan Gilfillan/DC/USEPA/US@EPA, Peter Silva/DC/USEPA/US@EPA, Robert Goulding/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA
Date: 11/18/2009 01:58 PM
Subject: Re: *HEADS UP** FINAL press release for MTM announcement

As a general proposition, your approach is fine!

Deliberative

Deliberative

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Seth Oster/DC/USEPA/US
To: Adora Andy/DC/USEPA/US@EPA
Cc: Allyn Brooks-LaSure/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Brendan Gilfillan/DC/USEPA/US@EPA, Peter Silva/DC/USEPA/US@EPA, Robert Goulding/DC/USEPA/US@EPA
Date: 11/18/2009 01:51 PM
Subject: Re: *HEADS UP** FINAL press release for MTM announcement

Yes, we'll need to have a statement ready.

Deliberative

Seth Oster
Associate Administrator
Office of Public Affairs
Environmental Protection Agency
(202) 564-1918
oster.seth@epa.gov

From: Adora Andy/DC/USEPA/US
To: Seth Oster/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Peter Silva/DC/USEPA/US@EPA
Cc: Brendan Gilfillan/DC/USEPA/US@EPA, Robert Goulding/DC/USEPA/US@EPA, Allyn Brooks-LaSure/DC/USEPA/US@EPA
Date: 11/18/2009 12:02 PM
Subject: *HEADS UP** FINAL press release for MTM announcement

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Do you think we should prepare a responsive statement, just in case we're asked for one?

Thanks,
Adora

Date: November 18, 2009

Contact: Peter Mali (202) 536-7351

Frank Quimby (202) 208-6416

Interior Strengthens Coal Mining Oversight, Announces Initiatives to Better Protect Streams in Coal Country

WASHINGTON, D.C. – The Department of the Interior is taking immediate actions to strengthen oversight of state surface coal mining programs and promulgating Federal regulations to better protect streams affected by surface coal mining operations, Interior officials announced today.

"America's vast coal resources are a vital component of our energy future and our economy, but we have a responsibility to ensure that development is done in a way that protects public health and safety and the environment," said Assistant Secretary for Land and Minerals Management Wilma Lewis. "We are moving as quickly as possible under the law to gather public input for a new rule, based on sound science, that will govern how companies handle fill removed from mountaintop coal seams. Until we put a new rule in place, we will work to provide certainty to coal operations and the communities that depend on coal for their livelihood, strengthen our oversight and inspections, and work to better protect streams and water quality."

Interior's Office of Surface Mining Reclamation and Enforcement (OSM) is publishing an advance notice of proposed rulemaking regarding the protection of streams from the adverse impacts of surface coal mining operations. The notice requests comments on alternatives for revising the current regulations, which include the stream buffer zone rule issued by the Bush Administration in December 2008.

The 2008 rule modified a 1983 rule that allowed the dumping of overburden within 100 feet of a perennial or intermittent stream only when such activities "will not cause or contribute to the violation of State or Federal water quality standards and will not adversely affect the water quantity or quality or other environmental resources of the stream." The 2008 rule allows a surface coal mine operator to place excess material excavated by the operation into streams if the operator can show it is not reasonably possible to avoid doing so.

While the new rule is being developed, Interior is taking immediate actions to strengthen protections for streams and communities in coal country, provide regulatory certainty for industry, and bolster OSM's oversight and enforcement activities.

"We are moving as expeditiously as possible in the rulemaking process, but we will not take shortcuts around the law or the science," said OSM Director Joe Pizarchik. "Until we complete the new rule, we have to manage the shortcomings of the 2008 rule. OSM will establish a new practice for reviewing permits under the Surface Mining Control and Reclamation Act (SMCRA) that would improve consistency and coordination with other Federal agencies."

Under the new practice, the review and approval of SMCRA permits must be coordinated with reviews and authorizations required under the Clean Water Act. States must confirm that mining activities in stream buffer zones will not violate state or federal water quality standards. OSM will work with the Corps of Engineers and the Environmental Protection Agency to coordinate these permitting processes and ensure effective and coordinated compliance with provisions of the Clean Water Act.

Lewis and Pizarchik also announced a number of proposed actions to improve the agency's effectiveness in overseeing state implementation of their approved surface coal mining regulatory programs. Under these proposed actions, OSM would, for the first time since coal-producing states assumed responsibility for their regulatory programs, conduct independent inspections of operators with state-issued surface coal mining permits. OSM would also conduct more oversight inspections, place greater emphasis on reducing the off-site impacts of mining, and review more state-issued surface coal mining permits and state permitting processes in an effort to improve state permitting decisions. The new OSM oversight and enforcement policy will also include revised guidelines for conducting oversight inspections.

"Through tougher oversight and stronger enforcement of SMCRA, we are putting all hands on deck to ensure that Appalachian communities are protected," Pizarchik added. The reforms announced today are consistent with the Obama Administration's commitments in a June 11, 2009, Memorandum of Understanding (MOU) among the Department of the Interior, the Environmental Protection Agency, and the Army Corps of Engineers to reduce the harmful environmental consequences of Appalachian surface coal mining.

The public is invited to review and comment on the proposed rulemaking and on OSM's proposed Oversight Improvement Actions. The advance notice of proposed rulemaking will be sent to the Federal Register shortly. Beginning on the date of publication, comments may be submitted using the Federal e-Rulemaking Portal at www.regulations.gov. The document has been assigned Docket ID: OSM-2009-0009.

The public is also invited to review and comment by December 18, 2009, on OSM's proposed Oversight Improvement Actions, which can be accessed at (<http://www.osmre.gov/topic/Oversight/SCM/SCM.shtm>). The preferred method for submitting comments is via e-mail to Oversight@osmre.gov. Comments may also be mailed to: Administrative Record (MS 252 SIB), Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue, NW, Washington, DC, 20240.

[attachment "11-18-09 Coal ANPR.doc" deleted by Seth Oster/DC/USEPA/US]

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Brendan Gilfillan/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Brendan Gilfillan/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Adora Andy/OU=DC/O=USEPA/C=US
Sent: Wed 11/18/2009 7:32:30 PM
Subject: Re: *HEADS UP** FINAL press release for MTM announcement
[of proposed actions](#)
www.regulations.gov
<http://www.osmre.gov/topic/Oversight/SCM/SCM.shtm>
Oversight@osmre.gov

Deliberative

----- Original Message -----

From: Richard Windsor
Sent: 11/18/2009 02:06 PM EST
To: Seth Oster; Bob Sussman
Cc: Adora Andy; Allyn Brooks-LaSure; Brendan Gilfillan; Peter Silva; Robert Goulding
Subject: Re: *HEADS UP** FINAL press release for MTM announcement

Deliberative

----- Original Message -----

From: Seth Oster
Sent: 11/18/2009 02:02 PM EST
To: Bob Sussman
Cc: Adora Andy; Allyn Brooks-LaSure; Brendan Gilfillan; Peter Silva; Richard Windsor; Robert Goulding
Subject: Re: *HEADS UP** FINAL press release for MTM announcement
Ok, thanks Bob.

Deliberative

Seth

Seth Oster
Associate Administrator

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Environmental Protection Agency
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To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[];
N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Wed 11/18/2009 9:42:20 PM
Subject: C&D -- affordability

Lisa,

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*** Privileged: Attorney-Client; Attorney Work Product; Deliberative ***
Construction and Development Final Rule

Deliberative

Deliberative

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

To: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Wed 11/18/2009 9:49:42 PM
Subject: Re: C&D -- affordability

would definitely recommend sending given latest LPJ e-mail to Orzag.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Diane Thompson/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Cc: Bob Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Peter Silva/DC/USEPA/US@EPA
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Cc: []

From: CN=Bob Sussman/OU=DC/O=USEPA/C=US

Sent: Wed 11/18/2009 11:50:30 PM

Subject: Draft permit considerations - Small Version 10-22-09
[~WRD0004.doc](#)

This detailed document providing an overview of EPA's approach to reviewing MTM 404 permits was prepared by R3 and shared with Randy Huffman of WVa during Bill Early's recent visit to the state. There was no HQ review of the document and no copy was shared with us until today. The document clearly should have received HQ and cross-agency scrutiny and sign-off before being furnished to the State. I would hope we can discuss this issue with Shawn.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

Discussion Issues: Mining related CWA Section 404 elements

Permit Data Needs

Surface coal mining projects are large in scope and complex in nature. As such it is essential that the Agencies reviewing these projects have appropriate data, provided by the applicant, to fully review the aquatic ecosystem impacts that may occur with these projects. This information is essential to conduct a robust and comprehensive review of the substantive environmental criteria to be met as provided in CWA Section 404(b)(1) Guidelines. The essential information is substantially more than required for issuance of a Public Notice. However, it is essential for evaluation of compliance with the Guidelines. This list included here may or may not be above and beyond what is currently required in a 404 permit application submittal.

1. Digital geospatial boundaries for proposed project and individual valley fills.
2. Total acreage of surface disturbance area (mineral extraction area) (in acres).
3. Volume of excess spoil (in cubic yards). Disposal location (as on site/off site/combination).
4. Spoil for each valley fill (in cubic yards).
5. Drainage area above each toe of fill and each sediment pond, whichever is further downstream (in acres).
6. Stream impacts resulting from valley fills, sediment ponds, slurry ponds, in-stream mining (in linear feet of permanent perennial, intermittent, and ephemeral) (in linear feet of temporary perennial, intermittent, and ephemeral).
7. Pre-mine sampling data and sampling location for total dissolved solids, conductivity, sulfates, and macro invertebrates IBI.
8. The Cumulative Hydrological Impacts Assessment (CHIA) and Probable Hydrologic Consequences (PHC)
9. Any sampling data for total dissolved solids, conductivity, sulfates, and macro invertebrates IBI for adjacent mines included with the (CHIA) or other sources.
10. Geologic Strata information from Core Samples. Analysis of Selenium, acid-producing and any strata that may cause or contribute to conductivity.

Water Quality

No permit shall be issued if the permit application fails to adequately demonstrate that the discharges will not cause or contribute to an excursion from applicable State water quality standards and will not cause or contribute to significant degradation of downstream waters. In order to assure that the issuance of a Section 404 permit will not trigger the above; monitoring of down stream water quality is essential. This should include permit conditions which require monitoring for WVSQI, Conductivity, TDS,

sulfates and Se. Monitoring schemes should be employed pre-construction, during construction, and post-construction in order to develop background data and to indicate if or when excursions may occur. As part of this monitoring strategy permits need to be conditioned in a clear fashion in order to address and resolve water quality issues. This may include the suspension of a permit and/or impose additional mitigative requirements on the permittee. Some of the elements included in the avoidance and minimization section are meant to highlight methods which may be employed to minimize downstream water quality impacts.

Avoidance and Minimization

To determine the LEDPA the applicant should exhaust a comprehensive evaluation of mining methods and combinations of methods, mine plan designs and configurations, fill placement options, and BMP designs to protect water quality. The list below is examples of such avoidance and minimization options that could/should be employed to reduce impacts. Other BMP's may be available and "best available technologies" should be employed to the fullest extent practicable.

Mining ratio analysis – compile a detailed geologic model of the coal seams, overburden and interburden including consideration of previous surface and deep mined areas in order to clearly identify areas of high ratio coal that might be sub economic to mine. Deletion of these sub economic areas from the mine plan should be considered in relation to the environmental impact of the extraction.

Extended depth contour mining – evaluate leaving high ratio areas along the center of ridges thus preserving the original watershed boundaries and allowing natural propagation of revegetation from both above and below the disturbed area

Alternative mining methods – for areas of high ratio (overburden/coal) or portions of the resource that are sub economic, evaluate the use of other mining methods including deep mining, highwall miner or auger. Use of alternate mining approaches could allow the recovery of additional coal resources and minimizes the production of spoil.

Off site disposal – in order to reduce the quantity of excess spoil placed in aquatic resources, evaluate all possible disposal locations including adjacent mining locations

AOC+ Model – use the Kentucky or West Virginia protocols to select the valleys that are the optimum for the disposal of excess spoil, the objective should be to select the best locations in order to minimize stream impacts.

Fill location – when selecting fill sites select fills that complement each other, such as being "back to back" in order to maximize the quantity of additional backfill.

Side hill fills – evaluate the use of side hill fill where the existing stream is relocated prior to any mining or fill activity, thus minimizing temporal losses. The valley can then be filled using a side hill fill approach with the toe of the fill buttressed against the opposing valley wall. This type of fill increases stability and can also reduce water quality impacts if placed on the up-dip side of valley

thus minimizing groundwater flow into the fill. In addition, the other side of the valley is still providing natural flow and clean freshwater. The relocated stream should have a buffer on the fill side as well to also aid in water quality protection. This methodology also incorporates upfront mitigation techniques.

Number of fills – reduce the number of fills thereby reducing the percentage of the drainage area that flows through a fill.

Direction of mining – whenever possible mine down dip so that any infiltration of water into the backfill is contained in the pit and not discharged through the pond.

Materials Handling plans- address the areas or strata that are mineral-rich that are likely to lead to high conductivity concerns. Mining designs or practices that will ameliorate water quality concerns should be employed to minimize down stream water quality impacts.

Fill Construction – consideration for how the fill is constructed and designed so as to ameliorate water quality concerns.

Post Mine Land Use – when proposed permits incorporate post mine land use plans, an alternatives analysis must be provided for both the mining and post-mining land use proposal to assure that the LEDPA is achieved.

Sequential filling- Build and monitor one valley fill at a time in order to assure that water quality standards are not violated.

Sedimentation Ponds – consideration of design alternatives and/or construction alternatives to remove them from waters of the U.S.

When an alternative is deemed practicable an analysis of environmental impacts should be performed and a comparison with other practicable alternatives to determine LEDPA. This comparison and analysis should include an explanation and the economics involved of the haul distance, slopes, safety, and other considerations used in the decision to determine the preferred alternative. In addition, as these methods are used for the purpose of minimizing downstream water quality impacts the permits should be conditioned to require monitoring and ensure their effectiveness. Permits should be conditioned to address instances when monitoring indicates violations of water quality standards. As construction and operation of the mine is underway, it is possible that the mine plan may change and that additional avoidance and minimization could occur. As such, incorporation of a construction adaptive management plan should be made to address changes in the mine plan. In addition, the permit should also require the applicant to certify the mine plan before beginning each new valley fill and provide post-mining “as built” plans.

Mitigation

Headwater streams are vital components of the watershed. They provide many important functions necessary for the health and vitality of downstream systems. To that end it is important to accurately assess the current functions of the streams that are being proposed to be impacted. There is no officially approved functional assessment methodology, but there are many approaches and they are all viewed as tools to assess functions. It is vital that whatever methodology is used there must be an accurate assessment of the current

water quality, biological communities as well as the structure or physical performance of the stream. For on-site stream creation, the mitigation at a minimum must achieve on site functionality as well as the replacement of eco-services that the natural stream contributed to downstream (e.g. provide a biological replenishment pool, carbon and detrital export etc). From this information a proposal to compensate for unavoidable impacts should be developed. Key requirements for Mitigation plans include:

- Should be located within the sub-watershed (HUC 12). (Consideration for a larger watershed area may be necessary under certain circumstances)
- Created stream channels utilizing on-site sediment ditches must be designed to develop good water quality, good healthy and diverse biological communities, similar structure, and provide for lost hydrologic regime. The goal of these streams are to become jurisdictional channels, therefore, they must achieve their basic designated use for aquatic life. We must ensure that these streams do not become sources of pollution and could later be assessed by the State as impaired and thus included on the CWA Section 303(d) list.
- Other opportunities may exist to improve the overall water quality of the sub-watershed. Consideration of proposals that include watershed improvements as part of an overall mitigation strategy will be considered. The applicant would need to conduct a watershed assessment in order to identify such opportunities. These proposals must focus on improving or maintaining the biological, physical, and chemical components of the aquatic resources in the watershed and replacement of the functions lost by the proposed project.
- Observable and measureable success criteria will include biological, chemical and physical components.
- An expected timeframe in which success will reasonably be expected to be achieved needs to be proposed and the mitigation should be monitored for that length of time in order to assure success.
- A detailed monitoring plan outlining the observable and measureable physical, chemical and biological criteria, expected standards to achieve, and needs to be incorporated into the permit conditions.
- An adaptive management plan that identifies alternate plans and strategies should the desired targets not be achieved (Plan B) needs to be part of the mitigation proposal.
- Determinations on temporary vs. permanent impacts need to be refined. This should include an analysis of the temporal loss and an estimated time of recovery. Should functions be impacted which are not temporary in nature then these impacts need to be viewed as permanent impacts to waters.
- Final mitigation plans must identify actions that will be taken to protect the mitigation projects long-term.
- Preservation as a method of mitigation for impacts to aquatic resources will be considered viable in only limited circumstances. The area must meet the requirements as outlined in the Mitigation Rule (March, 2009), or areas can be proposed if it is tied to protection of water quality and maintaining vital headwaters to maintain freshwater dilution on site or in the watershed.

Monitoring

Monitoring requirements are an essential component of the permit. They must be linked to enforceable criteria and permit conditions and used as the mechanism to ensure compliance of all regulatory requirements. The information that is obtained from a monitoring program will allow the Agencies to develop an adaptive management approach to projects by informing what project elements work and those that don't. Over time, this will allow the Agencies to develop predictable protocols for which the industry can rely. In addition, we will be able to identify effective and proven BMP's which ensure compliance with the Clean Water Act and can become standardized strategies for minimizing impacts.

Cumulative Impacts

We need a process to identify reasonably foreseeable impacts in both the 12- and 8-digit HUCs. This needs to include an assessment of the current state of the HUC, including impairments and resources, any expected impacts from the permit proposed, and impacts from other proposals in the HUC. A more extensive review of current research and guidelines will be done in the next few weeks to add more details of what needs be considered for cumulative impacts. For now, a basic geospatial analysis of the both the 12- and 8-digit HUCs where the proposed permit is being located is discussed in the bullets below. **(How is Louisville District analyzing CI?)**

DATA LAYERS TO EXAMINE & ANALYZE:

- Aerial photography of area - <http://wvgis.wvu.edu/>
- National Hydrography Dataset (NHD) at 1:24000 scale or better - <http://wvgis.wvu.edu/>
- Current mining boundaries – WVDEP OMR data, <http://gis.wvdep.org/data/omr.html> (see examples)
 - Metrics to calculate – percent current mining in HUC, percent additional mining in HUC
- Current impaired streams – WVDEP
- TMDL streams and assessment data, including GIS files – WVDEP
- Baseline water quality sampling points in shapefile – Applicant (see example)
 - Water quality data should include minimum and maximum specific conductivity, other chemical results, WVSCI scores
 - Can also be a map and table provided by Applicant
- Coal Beds - <http://www.wvgs.wvnet.edu/www/coal/cbmp/coalims.html>
- Drinking water facilities - <http://www.wvdhhr.org/oehs/ced/dm/>
- Percent of HUC in urban and/or agriculture
- NPDES outfalls – from existing coal mines and other industry

- Watershed & hydrology models ???

Examples:

Environmental Justice

Executive Order 12898 directs every Federal Agency “to the greatest extent practicable and permitted by law” to “make achieving environmental justice part of its mission by identifying and addressing, as appropriate, disproportionately high and adverse human health or environmental effects of its programs, policies, and activities on minority populations and low-income populations in the United States and its territories and possessions.” It is essential that EJ is considered in the review of and decision-making for CWA Section 404 permits, including surface mining projects. These considerations should be incorporated in the development of and review of NEPA documents in support of permit decisions. Opportunities should be identified to ensure meaningful public participation by the communities affected by these proposed projects.

The Office of Environmental Justice has identified 6 factors that through its examination of peer reviewed literature that may contribute to disproportionate environmental health impacts including: 1) proximity and exposure to environmental hazards, 2) susceptibility/vulnerability, 3) unique exposure pathways, 4) cumulative burdens, 5) diminished ability to participate in the decision making process, and 6) physical infrastructure. A seventh factor has also been identified that deserves consideration: 7) chronic community stress.

Consideration of Executive Order 12898 and the factors identified above, will provide a useful background for the comprehensive assessment of impacts of Environmental Justice concern, and will provide a basis for the meaningful and appropriate involvement of the affected community, as well as the ability to identify and potentially mitigate adverse and disproportionate impacts that may affect communities of concern.

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Cc: CN=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA[]
Bcc: CN=Richard Windsor/OU=DC/O=USEPA/C=US[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Thur 11/19/2009 1:46:21 PM
Subject: Discussion w cas holloway

Walter/Barry/George --

Deliberative

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Adora Andy/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Cameron Davis/OU=R5/O=USEPA/C=US@EPA;CN=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA;CN=Chuck Fox/OU=CBP/O=USEPA/C=US@EPA;CN=Craig Hooks/OU=DC/O=USEPA/C=US@EPA;CN=Cynthia Giles-AA/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Eric Wachter/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lawrence Elworth/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Mathy Stanislaus/OU=DC/O=USEPA/C=US@EPA;CN=Michelle DePass/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Steve Owens/OU=DC/O=USEPA/C=US@EPA;CN=Barbara Bennett/OU=DC/O=USEPA/C=US@EPA;CN=Peter Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[]; N=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Cameron Davis/OU=R5/O=USEPA/C=US@EPA;CN=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA;CN=Chuck Fox/OU=CBP/O=USEPA/C=US@EPA;CN=Craig Hooks/OU=DC/O=USEPA/C=US@EPA;CN=Cynthia Giles-AA/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Eric Wachter/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lawrence Elworth/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Mathy Stanislaus/OU=DC/O=USEPA/C=US@EPA;CN=Michelle DePass/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Steve Owens/OU=DC/O=USEPA/C=US@EPA;CN=Barbara Bennett/OU=DC/O=USEPA/C=US@EPA;CN=Peter Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[]; N=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Cameron Davis/OU=R5/O=USEPA/C=US@EPA;CN=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA;CN=Chuck

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Bennett/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[];
N=Lawrence Elworth/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Mathy
Stanislaus/OU=DC/O=USEPA/C=US@EPA;CN=Michelle
DePass/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert
Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Sarah
Pallone/OU=DC/O=USEPA/C=US@EPA;CN=Scott

Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth
Oster/OU=DC/O=USEPA/C=US@EPA;CN=Steve
Owens/OU=DC/O=USEPA/C=US@EPA;CN=Barbara
Bennett/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[];
N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Mathy
Stanislaus/OU=DC/O=USEPA/C=US@EPA;CN=Michelle
DePass/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert
Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Sarah
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Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth
Oster/OU=DC/O=USEPA/C=US@EPA;CN=Steve
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Bennett/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[];
N=Mathy Stanislaus/OU=DC/O=USEPA/C=US@EPA;CN=Michelle
DePass/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert
Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Sarah
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Oster/OU=DC/O=USEPA/C=US@EPA;CN=Steve
Owens/OU=DC/O=USEPA/C=US@EPA;CN=Barbara
Bennett/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[];
N=Michelle DePass/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert
Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Sarah
Pallone/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth
Oster/OU=DC/O=USEPA/C=US@EPA;CN=Steve
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Bennett/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[];
N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Robert
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Pallone/OU=DC/O=USEPA/C=US@EPA;CN=Scott
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N=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Sarah
Pallone/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth
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Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[];
N=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth
Oster/OU=DC/O=USEPA/C=US@EPA;CN=Steve
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Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[];

N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth
Oster/OU=DC/O=USEPA/C=US@EPA;CN=Steve
Owens/OU=DC/O=USEPA/C=US@EPA;CN=Barbara
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Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[];
N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Steve
Owens/OU=DC/O=USEPA/C=US@EPA;CN=Barbara
Bennett/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[];
N=Steve Owens/OU=DC/O=USEPA/C=US@EPA;CN=Barbara
Bennett/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[];
N=Barbara Bennett/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[];
N=Peter Grevatt/OU=DC/O=USEPA/C=US@EPA;CN=Paul
Anastas/OU=DC/O=USEPA/C=US@EPA[]; N=Paul Anastas/OU=DC/O=USEPA/C=US@EPA[]

Cc: Personal Privacy
From: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US
Sent: Thur 11/19/2009 4:47:35 PM
Subject: Retreat Summary and Follow-Up
[What is Next After Senior Leadership Retreat.docx](#)
[Retreat Summary - Full.doc](#)

Hi Everybody:

I am sending along here two items. First is a summary of the actual work we did at the retreat. It is the raw materials (transcribed into basic English) at the full group meetings and the break out sessions. It includes all the ideas we developed including the "voting". This is a very solid reference paper and it will be a good source for the implementation work groups.

The second document is the follow-up "what's next" summary and assignments for that work. This is divided into two parts, the implementation planning and the tasks to bring improved clarity to our business processes and roles.

NOTE, everyone has assignments!!

What is not included, although the processes here will inform it, is the agency-wide communications work. Early December is our target time-frame for that and there will be a small group pulling that together.

A few additional notes. While there are still 8 strategic areas, we have combined two and added one. The consolidation revolves around community based themes and the added item is the relationship with states. A few people who were not at the retreat are assigned roles in with the implementation teams (Petter G, Paul A, and Barbara B) and one how isn't yet with us, Lisa Garcia.

Thanks again for the hard work several weeks ago and the continued work ahead !!

Bob Perciasepe
US EPA
Office of the Administrator
1200 Pennsylvania Ave., ARN

(o)202 564 2410
(c) Personal Privacy

To: silva.peter@epa.gov;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Thur 11/19/2009 5:57:59 PM
Subject: Fw: call with the Administrator this morning?

I am not sure who to direct these questions to, so I will ask Pete to take the lead on getting the answers, unless someone else raises their hand and volunteers. Below are 2 pieces of information that CEQ has asked for.

Deliberative

Thanks,
Diane

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999
-

To: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;"silva peter"
[silva.peter@epa.gov]; silva peter" [silva.peter@epa.gov]; N=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[];
N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Richard
Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard
Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Thur 11/19/2009 6:18:45 PM
Subject: Re: call with the Administrator this morning?

The second question is very clearly addressed in yesterday's 2 page summary memo. Does CEQ have this?
The first question needs to be addressed by Pete's staff.

----- Original Message -----

From: Diane Thompson

Sent: 11/19/2009 12:57 PM EST

To: silva.peter@epa.gov; Bob Sussman; Scott Fulton; Lisa Heinzerling

Cc: Bob Perciasepe; Richard Windsor

Subject: Fw: call with the Administrator this morning?

I am not sure who to direct these questions to, so I will ask Pete to take the lead on getting the answers, unless someone else raises their hand and volunteers. Below are 2 pieces of information that CEQ has asked for.

1. We understand these rules only kick in on a rolling basis as the states adopt them, so is there any list of what a rough order of the states would be?
2. There is a difference between the overall cost issue, and the cost per unit on houses and businesses. Is there something we can get that puts that info together in a clear basis, showing how little impact it has per business, house, etc.

Thanks,
Diane

Diane E. Thompson

Chief of Staff

U. S. Environmental Protection Agency

202-564-6999

-

To: "Lisa P. Jackson" [Windsor.Richard@epamail.epa.gov]; Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]; Lisa E. Heinzerling" [heinzerl@law.georgetown.edu]; Diane Thompson" [Thompson.Diane@epamail.epa.gov]; Peter Silva" [Silva.Peter@epamail.epa.gov]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Thur 11/19/2009 9:39:03 PM
Subject: C and D

Bob and I just talked to Nancy and Jon on C and D. We should find 10 minutes to report on their thinking and discuss next steps.

To: "Lisa Jackson" [windsor.richard@epa.gov]; Bob Perciasepe"
[Perciasepe.Bob@epamail.epa.gov]
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Thur 11/19/2009 11:03:28 PM
Subject: SCC

We finally got to the topic of discounting today. Reps from OMB and CEA made statements that confirm what we had feared - that the discount rate, or at least the range of rates we can even have a discussion about, is limited by the decision made last summer.

We have another meeting tomorrow. I recommend that EPA participate in this meeting to give the process a last fair shot, but that if the process continues to appear governed by the decision made last summer, we regroup and try a different tack.

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 12:42:56 AM
Subject: Fw: OMB Request Discussion with EOP on CCR for Nov. 23rd

The OMB process continues on the CCR rulemaking. There have been several meetings at the staff level and now OMB is broadening the discussion to include other WH offices (yes -- this means CEA!)

Deliberative

Is this something we need to discuss?

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency
----- Forwarded by Bob Sussman/DC/USEPA/US on 11/19/2009 07:31 PM -----

From: Mathy Stanislaus/DC/USEPA/US
To: "Bob Sussman" <Sussman.Bob@epamail.epa.gov>
Date: 11/19/2009 07:25 PM
Subject: Fw: OMB Request Discussion with EOP on CCR for Nov. 23rd

----- Original Message -----
From: Matt Straus
Sent: 11/19/2009 05:42 PM EST
To: "Mathy Stanislaus" <stanislaus@epa.gov>; "Barry Breen" <breen.barry@epa.gov>; "Elizabeth Feldt" <feldt.elizabeth@epa.gov>
Cc: "Antoinette Powell-Dickson" <powell-dickson.antoINETte@epa.gov>; "Ellyn Fine" <fine.ellyn@epa.gov>
Subject: Fw: OMB Request Discussion with EOP on CCR for Nov. 23rd

FYI.

Sent by EPA Wireless E-Mail Services

----- Original Message -----

From: Richard Mattick

Sent: 11/19/2009 05:19 PM EST

To: Robert Dellinger; Betsy Devlin; Richard Kinch; Alexander Livnat; Laurel Celeste; John Michaud; Pete Raack; Thomas Gillis; Lee Hofmann; Mark Eads; Robin Jenkins; Robert Stachowiak

Cc: Barbara Hostage; Matt Hale; Matt Straus

Subject: OMB Request Discussion with EOP on CCR for Nov. 23rd

Hi all,

OMB has requested that we have a staff level call to entertain questions/comments from the Executive Office of the President (Council of Economic Advisor's(CEA),Council on Envr. Quality (CEQ) and that National Economic Council (NEC)) on the CCR proposal. We would need to be prepared to address general questions dealing with the preamble, RIA or risk assessment; similar to what we did for the larger inter-agency workgroup several weeks ago.

Cortney has proposed a one hour slot for between the times of 2-5 on Monday Nov. 23rd. I would be inclined to set this up from 2-3. Does this pose a major problem with this time? If so, please name some alternatives that work. Thanks

Richard Mattick, M.S., J.D.

Policy Team Leader (Acting)

Policy Analysis and Regulatory Management Staff

U.S. Environmental Protection Agency

Office of Solid Waste and Emergency Response

1200 Pennsylvania Ave, NW. (MC 5103T)

Washington, DC 20460

Ph: 202-566-1926 Fax:202-566-1934

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;"Diane Thompson" [thompson.diane@epa.gov];
N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;"Diane Thompson"
[thompson.diane@epa.gov]; Diane Thompson" [thompson.diane@epa.gov]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 1:04:06 AM
Subject: Re: OMB Request Discussion with EOP on CCR for Nov. 23rd

Let's arrange a small discussion next week, if that meets with everyone's approval. Obviously, the C&D experience is top of mind for all of us right now.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Richard Windsor/DC/USEPA/US
To: Bob Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Bob
Perciasepe/DC/USEPA/US@EPA
Cc: "Diane Thompson" <thompson.diane@epa.gov>
Date: 11/19/2009 07:56 PM
Subject: Re: OMB Request Discussion with EOP on CCR for Nov. 23rd

Great thinking. Yes.

----- Original Message -----

From: Bob Sussman
Sent: 11/19/2009 07:42 PM EST
To: Lisa Heinzerling; Richard Windsor; Bob Perciasepe
Subject: Fw: OMB Request Discussion with EOP on CCR for Nov. 23rd

The OMB process continues on the CCR rulemaking. There have been several meetings at the staff level and now OMB is broadening the discussion to include other WH offices (yes -- this means CEA!)

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Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency
----- Forwarded by Bob Sussman/DC/USEPA/US on 11/19/2009 07:31 PM -----

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To: "Bob Sussman" <Sussman.Bob@epamail.epa.gov>
Date: 11/19/2009 07:25 PM
Subject: Fw: OMB Request Discussion with EOP on CCR for Nov. 23rd

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From: Matt Straus
Sent: 11/19/2009 05:42 PM EST
To: "Mathy Stanislaus" <stanislaus@epa.gov>; "Barry Breen" <breen.barry@epa.gov>; "Elizabeth Feldt" <feldt.elizabeth@epa.gov>
Cc: "Antoinette Powell-Dickson" <powell-dickson.antoINETte@epa.gov>; "Ellyn Fine" <fine.ellyn@epa.gov>
Subject: Fw: OMB Request Discussion with EOP on CCR for Nov. 23rd
FYI.

Sent by EPA Wireless E-Mail Services

----- Original Message -----
From: Richard Mattick
Sent: 11/19/2009 05:19 PM EST
To: Robert Dellinger; Betsy Devlin; Richard Kinch; Alexander Livnat; Laurel Celeste; John Michaud; Pete Raack; Thomas Gillis; Lee Hofmann; Mark Eads; Robin Jenkins; Robert Stachowiak
Cc: Barbara Hostage; Matt Hale; Matt Straus
Subject: OMB Request Discussion with EOP on CCR for Nov. 23rd
Hi all,

OMB has requested that we have a staff level call to entertain questions/comments from the Executive Office of the President (Council of Economic Advisor's(CEA),Council on Envr. Quality (CEQ) and that National Economic Council (NEC)) on the CCR proposal. We would need to be prepared to address general questions dealing with the preamble, RIA or risk assessment; similar to what we did for the larger inter-agency workgroup several weeks ago.

Courtney has proposed a one hour slot for between the times of 2-5 on Monday Nov. 23rd. I would be inclined to set this up from 2-3. Does this pose a major problem with this time? If so, please name some alternatives that work. Thanks

Richard Mattick, M.S., J.D.
Policy Team Leader (Acting)
Policy Analysis and Regulatory Management Staff
U.S. Environmental Protection Agency
Office of Solid Waste and Emergency Response

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To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 6:57:42 PM
Subject: Fw: WV Chamber: Withhold Vote On Health Care Until 'War on Coal/Energy' Ceases WV Chamber
<http://epa.gov/climatechange/endangerment.html>
click to read)
<http://www.epa.gov/nsr>
<http://www.epa.gov/air/sulfurdioxide/actions.html#nov09>
http://www.doi.gov/news/09_News_Releases/111809.html

FYI - from the WV Chamber.

ARVIN R. GANESAN
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(f) 202.501.1519

----- Forwarded by Arvin Ganesan/DC/USEPA/US on 11/20/2009 01:57 PM -----

From: "Maher, Jessica A." [Personal Privacy]
To: Arvin Ganesan/DC/USEPA/US@EPA
Date: 11/20/2009 01:45 PM
Subject: FW: WV Chamber: Withhold Vote On Health Care Until 'War on Coal/Energy' Ceases

FYI.

From: WV Chamber
Sent: Friday, November 20, 2009 11:17 AM
Subject: WV Chamber: Withhold Vote On Health Care Until 'War on Coal/Energy' Ceases

The following statement went out today to the state's congressional delegation and the media.

West Virginia Chamber Calls On State's Congressional Delegation
To Withhold Health Care Vote Until 'War On Coal/Energy' Ceases

November 20, 2009

The West Virginia Chamber of Commerce calls on members of the state's congressional delegation, particularly Senators Byrd and Rockefeller, to withhold voting to advance national health care reform until the Obama Administration and Congress ceases its "war on coal/energy." Since the start of the Obama Administration and the new Congress there has been a growing campaign against the mining and use of coal, stated Steve Roberts, President of the West Virginia Chamber. "This war against coal and domestic energy threatens our state and its citizens with increased poverty, lost tax revenues and economic disruption. This needs to end before irreparable damage sets in."

Roberts noted that job losses and poverty are major factors that contribute to poor health. "No other factor affects a person's -- and a family's health -- than being impoverished," he added. "West Virginia has made good strides over the past five years to improve the health and well-being of its citizens, and a strong, productive state energy industry is central to this."

"It seems counterintuitive to ask taxpayers in this country to pour money and take on a trillion dollars in future debt to expand health care coverage and benefits while at the same time the Obama administration and Congress are working to destroy jobs, eliminate good health care benefits and hurt people's well-being."

Moreover, this new campaign against coal and domestic energy production will only put added pressure on the nation's growing energy needs and costs, and, thereby cause additional jobs to be lost in manufacturing, services, technology and a host of other industries. "Coal, which is an affordable, domestic energy resource used to generate 50 percent of the nation's electricity, should not be cast aside based on the radical viewpoints of the some fringe elements. Nor should new attacks be allowed to start against the domestic natural gas industry."

Roberts called on the state's congressional delegation to withhold voting to advance national health care reform until the Obama Administration, particularly the U.S. Environmental Protection Agency, backs down on its campaign against coal. "Votes to advance national health care reform are at razor-thin margins in both houses of Congress, and West Virginia's congressional delegation needs to use this time -- and their clout and seniority -- to get this anti-coal situation stopped."

Overview: The "War On Coal/Energy"

Carbon Reduction/Cap-And-Trade

The Obama Administration and Democratic congressional leaders are advancing climate change legislation that will impose new regulations and lead to substantial hikes in energy prices, particularly for electricity generated from coal-fired power plants. Legislation such as H.R. 2454 -- the American Clean Energy and Security Act of 2009 (ACES Act) and U.S. Senate's Clean Energy Jobs and American Power Act -- aim to reduce emissions of "global warming pollution," establish a cap-and-trade system, and encourage carbon capture technologies. However, the bills will cause energy prices to increase on all consumers (businesses, individuals, governments, etc.) and will cost thousands and thousands of jobs.

A recent study by the National Association of Manufacturers estimates HR 2454 would cost 1.7 million to 2.4 million jobs nationally by 2030. And, preliminary estimates by WVU's Bureau of Economic Research shows that West Virginia stands to lose 35,000+ jobs and tens of millions in annual tax revenues.

EPA Considering Regulating Carbon Dioxide As A Pollutant

The U.S. Environmental Protection Agency has taken the first formal step in listing carbon dioxide and methane as pollutants and eventually developing regulations and controls. The EPA issued its proposed finding on April 1, 2009 and stated "greenhouse gases contribute to air pollution that may endanger public health or welfare." The EPA's announcement initiated a public comment period on six greenhouse gases that "pose a potential threat." Among these are carbon dioxide and methane. For more information, go to <http://epa.gov/climatechange/endangerment.html>.

EPA 'Reviewing' Coal Mining Permit

The United States Environmental Protection Agency announced March 24, 2009 (click to read) that the agency

would begin reviews of federal mining permits because of "serious concerns about the need to reduce the potential harmful impacts on water quality caused by certain types of coal mining practices, such as mountaintop mining." The agency said it was taking this step because it has "considerable concern regarding the environmental impact these projects would have on fragile habitats and streams." Since this announcement, the EPA continues to hold up 79 permit applications, of which 23 are in West Virginia.

EPA To Require Greenhouse Gas Emission Permits

In late September 2009 the U.S. EPA launched a new regulatory initiative designed to "address greenhouse gas (GHG) emissions under the Clean Air Act." The EPA's latest proposal will require large industrial facilities, which emit at least 25,000 tons of GHGs, a year to obtain construction and operating permits covering these emissions. "These permits must demonstrate the use of best available control technologies and energy efficiency measures to minimize GHG emissions when facilities are constructed or significantly modified." According to the EPA's proposed rule, these large facilities would include power plants, refineries, and factories. Small businesses such as farms, restaurants and many other types of small facilities would not be included in these requirements. Click to see the proposed rules or for more information: <http://www.epa.gov/nsr>

EPA To Tighten SO2 Standards From Coal

For the first time in nearly 40 years, the U.S. EPA is proposing to tighten the nation's sulfur dioxide (SO2) air quality standard to "protect public health." This change, announced in November 2009, will affect coal-fired power plants and other industrial facilities. Click to read more: <http://www.epa.gov/air/sulfurdioxide/actions.html#nov09>

EPA To Regulate Coal Combustion Byproducts As Hazardous Waste

The U.S. Environmental Protection Agency is expected to issue a proposed rule regulating coal combustion byproducts (CCBs) as hazardous waste by the end of 2009. The rule is currently being reviewed by the Office of Information and Regulatory Affairs and the Small Business Administration. Regulation CCBs as hazardous waste will have potentially devastating economic impacts on the economy. Regulating CCBs as hazardous waste will increase the price of electricity for both businesses and consumers as power generators face higher compliance, transportation, storage, handling, and disposal costs.

U.S. Department of Interior Plans To Increase Coal Mining Oversight, New Stream Rules

The U.S. Department of the Interior announced November 18 that it is taking immediate actions to strengthen oversight of state surface coal mining programs and to promulgate Federal regulations to better protect streams affected by surface coal mining operations. Interior's Office of Surface Mining Reclamation and Enforcement (OSM) is publishing an advance notice of proposed rulemaking regarding the protection of streams from the adverse impacts of surface coal mining operations. The notice requests comments on alternatives for revising the current regulations, which include the stream buffer zone rule issued by the Bush Administration in December 2008. For more information, go to: http://www.doi.gov/news/09_News_Releases/111809.html.

Hold the Votes

MetroNews Talkline, November 20, 2009

Those with the West Virginia Chamber of Commerce say it's time for U.S. Senator Robert Byrd and U.S. Senator Jay Rockefeller and the other members of West Virginia's Congressional delegate to throw around some weight on Capitol Hill.

"This is about 25% of West Virginia's economy. It's about thousands of jobs for West Virginia mining families," Chamber President Steve Roberts said on Friday's MetroNews Talkline.

"This is a situation that is going to have an impact on everybody in West Virginia, young and old, students, working people."

That's why Roberts says, when it comes time for a vote on the health care reform bill in the U.S. Senate, Senators Byrd and Rockefeller should withhold their votes until the Obama Administration and Congress "ceases its war on coal/energy."

"We need our members of Congress, who all have significant seniority and clout, to really stand up to President Obama and to the EPA," Roberts says. He says they need to stand up on issues including climate change, mountaintop removal mining and energy policy.

Roberts claims there's been a "growing campaign against mining and use of coal" since the start of the Obama Administration and the new Congress.

He says his request of those representing the state in Washington is reasonable.

"This is an issue that is so important to so many people in West Virginia," Roberts says. "It's about good politics. It's about good policy. It's about using the clout and strength that our delegation has."

To: "Lisa Jackson" [windsor.richard@epa.gov]; Bob Perciasepe"
[Perciasepe.Bob@epamail.epa.gov]
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 7:56:19 PM
Subject: big progress on SCC

Deliberative

We have a mtg next week on the choice between the two options above. I am hopeful but not certain the interagency process will be allowed to generate a result not to be undone by other forces.

But - a good day for the moment.

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 9:27:43 PM
Subject: Fw: U.S.-China Clean Energy Announcements & U.S.-China Joint Statement
[US-China Fact Sheet on Coal.pdf](#)
[US-China Fact Sheet on Efficiency Action Plan.pdf](#)
[US-China Fact Sheet on Electric Vehicles.pdf](#)
[US-China Fact Sheet on Renewable Energy.pdf](#)
[U.S.-China Fact Sheet on CERC.pdf](#)
[US-China Fact Sheet on Shale Gas.pdf](#)

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----- Forwarded by Allyn Brooks-LaSure/DC/USEPA/US on 11/20/2009 04:27 PM -----

From: "Blake, Michael A." <[Personal Privacy](#)>
To: undisclosed-recipients;;
Date: 11/20/2009 04:21 PM
Subject: U.S.-China Clean Energy Announcements & U.S.-China Joint Statement

THE WHITE HOUSE
Office of the Press Secretary

FOR IMMEDIATE RELEASE
November 17, 2009
U.S.-China Joint Statement
November 17, 2009
Beijing, China

At the invitation of President Hu Jintao of the People's Republic of China, President Barack Obama of the United States of America is paying a state visit to China from November 15–18, 2009. The Presidents held in-depth, productive and candid discussions on U.S.-China relations and other issues of mutual interest. They highlighted the substantial progress in U.S.-China relations over the past 30 years since the establishment of diplomatic ties, and they reached agreement to advance U.S.-China relations in the new era. President Obama will have separate meetings with Wu Bangguo, Chairman of the Standing Committee of the National People's Congress and Premier Wen Jiabao. President Obama also spoke with and answered questions from Chinese youth.

I. The U.S.-China Relationship

The United States and China agreed that regular exchanges between leaders of the two countries are essential to the long-term, sound, and steady growth of U.S.-China relations. The two sides are of the view that the three meetings between the two presidents and other important bilateral exchanges this year have strengthened relations. President Obama invited President Hu to make a visit to the United

States next year, and President Hu accepted the invitation with pleasure. Leaders of the two countries will continue to maintain close communication through mutual visits, meetings, telephone conversations and correspondence.

The United States and China spoke highly of the important role of the U.S.-China Strategic and Economic Dialogue and recognized that the Dialogue offers a unique forum to promote understanding, expand common ground, reduce differences, and develop solutions to common problems. Both sides believed that the first round of the Dialogue held in Washington, D.C., in July this year was a fruitful one and agreed to honor in good faith the commitments made and hold the second round in Beijing in the summer of 2010. The two sides agreed that they will continue to use the direct communication links among senior leaders to maintain timely communication on major and sensitive issues, institutionalize the annual exchange of visits by the two foreign ministers and encourage senior officials of other departments of the two countries to exchange visits on a regular basis.

The United States and China commended the outcomes of the visit to the United States by General Xu Caihou, Vice Chairman of the Chinese Central Military Commission, in October this year, and stated that they will take concrete steps to advance sustained and reliable military-to-military relations in the future. The two sides will prepare for the visit to the United States by General Chen Bingde, Chief of the General Staff of China's People's Liberation Army, and the visits to China by Robert Gates, the U.S. Secretary of Defense, and Admiral Michael Mullen, Chairman of the U.S. Joint Chiefs of Staff. The two sides will actively implement various exchange and cooperation programs agreed between the two militaries, including by increasing the level and frequency of exchanges. The goal of these efforts is to improve their capabilities for practical cooperation and foster greater understanding of each other's intentions and of the international security environment.

The United States and China agreed to deepen counter-terrorism consultation and cooperation on an equal and mutually beneficial basis and to strengthen law-enforcement cooperation. They agreed to exchange evidence and intelligence on law enforcement issues in a timely and reciprocal manner. The two countries will undertake joint investigations and provide investigative assistance on cases of mutual interest. The United States and China will strengthen cooperation on criminal investigations and deepen collaboration in combating embezzlement as well as in counter-narcotics and pre-cursor chemical control and in combating unlawful migration. They also will boost joint efforts to combat transnational crime and criminal organizations as well as money laundering and the financing of terrorism including counterfeiting and recovery of illicit funds. They will work to combat smuggling and human trafficking.

The United States reaffirmed its support for Expo 2010 Shanghai.

The United States and China applauded the rich achievements in scientific and technological cooperation and exchanges between the two countries over the past 30 years since the signing of the U.S.-China Agreement on Cooperation in Science and Technology and agreed to further upgrade the level of exchanges and cooperation in scientific and technological innovation through the U.S.-China Joint Commission on Science and Technology Cooperation.

The United States and China look forward to expanding discussions on space science cooperation and starting a dialogue on human space flight and space exploration, based on the principles of transparency, reciprocity and mutual benefit. Both sides welcome reciprocal visits of the NASA Administrator and the appropriate Chinese counterpart in 2010.

The United States and China agreed to strengthen their cooperation on civil aviation, and confirmed their intent to expand the Memorandum of Agreement for Technical Cooperation in the field of Civil Aviation between the Federal Aviation Administration of the United States of America and the Civil Aviation Administration of China (CAAC). The two sides welcomed cooperation by public and private bodies on the development of high speed railway infrastructure.

The United States and China undertook to implement the newly signed Memorandum of Understanding Between

the Department of Agriculture of the United States of America and the Ministry of Agriculture of the People's Republic of China on Cooperation in Agriculture and Related Fields.

The two countries agreed to collaborate further in joint research in the health sector including on stem cells. They will deepen cooperation on global public health issues, including Influenza A (H1N1) prevention, surveillance, reporting and control, and on avian influenza, HIV/AIDS, tuberculosis, and malaria. They will also enhance cooperation on food and product safety and quality.

The United States and China underlined that each country and its people have the right to choose their own path, and all countries should respect each other's choice of a development model. Both sides recognized that the United States and China have differences on the issue of human rights. Addressing these differences in the spirit of equality and mutual respect, as well as promoting and protecting human rights consistent with international human rights instruments, the two sides agreed to hold the next round of the official human rights dialogue in Washington D.C. by the end of February 2010. The United States and China agreed that promoting cooperation in the field of law and exchanges on the rule of law serves the interests and needs of the citizens and governments of both countries. The United States and China decided to convene the U.S.-China Legal Experts Dialogue at an early date.

The two countries noted the importance of people-to-people and cultural exchanges in fostering closer U.S.-China bilateral relations and therefore agreed in principle to establish a new bilateral mechanism to facilitate these exchanges. The two sides are pleased to note the continued increase in the number of students studying in each other's country in recent years. Nearly 100,000 Chinese are now studying in the United States, and the U.S. side will receive more Chinese students and facilitate visa issuance for them. The United States has approximately 20,000 students in China. The United States seeks to encourage more Americans to study in China by launching a new initiative to send 100,000 students to China over the coming four years. China welcomed this decision by the United States. The two sides agreed to expedite negotiations to renew in 2010 the Implementing Accord for Cultural Exchange for the Period Through 2010-2012 under the Cultural Agreement Between the Government of the United States of America and the Government of the People's Republic of China. The United States and China agreed to jointly hold the Second U.S.-China Cultural Forum in the United States at an appropriate time.

II. Building and Deepening Bilateral Strategic Trust

The United States and China are of the view that in the 21st century, global challenges are growing, countries are more interdependent, and the need for peace, development, and cooperation is increasing. The United States and China have an increasingly broad base of cooperation and share increasingly important common responsibilities on many major issues concerning global stability and prosperity. The two countries should further strengthen coordination and cooperation, work together to tackle challenges, and promote world peace, security and prosperity.

The two countries believe that to nurture and deepen bilateral strategic trust is essential to U.S.-China relations in the new era. During their discussions, the Chinese side said that it resolutely follows the path of peaceful development and a win-win strategy of opening-up, and is committed to promoting the building of a harmonious world of enduring peace and common prosperity. The United States reiterated that it welcomes a strong, prosperous and successful China that plays a greater role in world affairs. The United States stated that it is committed to working with other countries in addressing the most difficult international problems they face. China welcomes the United States as an Asia-Pacific nation that contributes to peace, stability and prosperity in the region. The two sides reiterated that they are committed to building a positive, cooperative and comprehensive U.S.-China relationship for the 21st century, and will take concrete actions to steadily build a partnership to address common challenges.

The United States and China underscored the importance of the Taiwan issue in U.S.-China relations. China emphasized that the Taiwan issue concerns China's sovereignty and territorial integrity, and expressed the hope that the United States will honor its relevant commitments and appreciate and support the Chinese side's position

on this issue. The United States stated that it follows its one China policy and abides by the principles of the three U.S.-China joint communiqués. The United States welcomes the peaceful development of relations across the Taiwan Strait and looks forward to efforts by both sides to increase dialogues and interactions in economic, political, and other fields, and develop more positive and stable cross-Strait relations.

The two countries reiterated that the fundamental principle of respect for each other's sovereignty and territorial integrity is at the core of the three U.S.-China joint communiqués which guide U.S.-China relations. Neither side supports any attempts by any force to undermine this principle. The two sides agreed that respecting each other's core interests is extremely important to ensure steady progress in U.S.-China relations.

The United States and China believe that bilateral cooperation on common global challenges will contribute to a more prosperous and secure world. They reaffirmed their commitment made on 27 June 1998 not to target at each other the strategic nuclear weapons under their respective control. The two sides believed that the two countries have common interests in promoting the peaceful use of outer space and agree to take steps to enhance security in outer space. The two sides agreed to discuss issues of strategic importance through such channels as the U.S.-China Strategic and Economic Dialogue and military-to-military exchanges.

The United States and China agreed to handle through existing channels of consultations and dialogue military security and maritime issues in keeping with norms of international law and on the basis of respecting each other's jurisdiction and interests.

III. Economic Cooperation and Global Recovery

The two sides are determined to work together to achieve more sustainable and balanced global economic growth. To that end, the two sides noted that their forceful and timely policy responses helped stem the decline in global output and stabilized financial markets. The two sides agreed to sustain measures to ensure a strong and durable global economic recovery and financial system. The two sides reiterated that they will continue to strengthen dialogue and cooperation on macro-economic policies. The two sides pledge to honor all commitments made at the inaugural meeting of the Strategic and Economic Dialogue, the G-20 summits, and APEC in Singapore.

The two sides commended the important role of the three G-20 summits in tackling the global financial crisis, and committed to work with other members of the G-20 to enhance the G-20's effectiveness as the premier forum for international economic cooperation. The two sides agreed to work together, including through a cooperative process on mutual assessment to make the G-20 Framework for Strong, Sustainable and Balanced Growth a success. The two sides welcomed recent agreements by the G-20 to ensure that the International Financial Institutions (IFIs) have sufficient resources and to reform their governance structures in order to improve IFIs credibility, legitimacy and effectiveness. The two sides stressed the need to follow through on the quantified targets for the reform of quota and voting shares of IFIs as soon as possible, increasing the voice and representation of emerging markets and developing countries in these institutions consistent with the Pittsburgh Summit Leaders Statement. They also agreed to work together to strengthen the capacity of these institutions to prevent and respond to future crises.

The two sides will further enhance communication and the exchange of information regarding macro-economic policy, and work together to pursue policies of adjusting domestic demand and relative prices to lead to more sustainable and balanced trade and growth. China will continue to implement the policies to adjust economic structure, raise household incomes, expand domestic demand to increase contribution of consumption to GDP growth and reform its social security system. The United States will take measures to increase national saving as a share of GDP and promote sustainable non-inflationary growth. To achieve this, the United States is committed to returning the federal budget deficit to a sustainable path and pursuing measures to encourage private saving. Both sides will also pursue forward-looking monetary policies with due regard for the ramifications of those policies for the international economy.

The two sides recognize the importance of open trade and investment to their domestic economies and to the

global economy, and are committed to jointly fight protectionism in all its manifestations. The two sides agreed to work proactively to resolve bilateral trade and investment disputes in a constructive, cooperative, and mutually beneficial manner. Both sides will expedite negotiation on a bilateral investment treaty. The two sides are committed to seeking a positive, ambitious, and balanced conclusion to the Doha Development Agenda in 2010.

The two sides spoke highly of the outcomes of the 20th Meeting of the U.S.-China Joint Commission on Commerce and Trade. The two sides reaffirmed the commitment at this JCCT meeting and look forward to their full implementation.

IV. Regional and Global Challenges

The two sides noted that, at a time when the international environment is undergoing complex and profound changes, the United States and China share a responsibility to cooperatively address regional and global security challenges. The two sides stressed that they share broad common interests in the Asia-Pacific region and support the development and improvement of an open and inclusive regional cooperation framework that is beneficial to all. The two sides will work to encourage APEC to play a more effective role in promoting regional trade and investment liberalization and economic and technical cooperation and for the ASEAN Regional Forum to play a more effective role in strengthening regional security cooperation.

The two sides agreed that respect for the Treaty on the Non-proliferation of Nuclear Weapons, IAEA mandates, and implementation of all relevant UN Security Council resolutions are essential for the success of our joint efforts to stem the spread of nuclear weapons. The two presidents recalled their participation at the September 24, 2009, UN Security Council Summit on nuclear nonproliferation and nuclear disarmament. They welcomed the outcome of the Summit and expressed their strong support for UN Security Resolution 1887.

The two sides reaffirmed the importance of continuing the Six-Party Talks process and implementing the September 19, 2005, Joint Statement, including denuclearization of the Korean Peninsula, normalization of relations and establishment of a permanent peace regime in Northeast Asia. The two sides stated that they will work together with other parties concerned to comprehensively achieve the purpose and overall goal of the Six-Party Talks through consultations and dialogues. The Chinese side welcomed the start of high-level contacts between the United States and the DPRK. The two sides expressed the hope that the multilateral mechanism of the Six Party Talks would convene at an early date.

The two sides noted with concern the latest developments with regard to the Iranian nuclear issue. The two sides agreed that Iran has the right to peaceful uses of nuclear energy under the NPT and it should fulfill its due international obligations under that treaty. They welcomed the talks in Geneva on October 1st between the P5+1 and Iran as a promising start towards addressing international concerns about Iran's nuclear program, and expressed their readiness to continue that engagement as soon as possible. The two sides emphasized that all efforts should be made to take confidence building steps and called on Iran to respond positively to the proposal of the IAEA Director General. The two sides reaffirmed their strong support for a comprehensive and long-term solution to the Iranian nuclear issue through negotiations, and called on Iran to engage constructively with the P5+1 and to cooperate fully with the IAEA to facilitate a satisfactory outcome.

The two sides welcomed all efforts conducive to peace, stability and development in South Asia. They support the efforts of Afghanistan and Pakistan to fight terrorism, maintain domestic stability and achieve sustainable economic and social development, and support the improvement and growth of relations between India and Pakistan. The two sides are ready to strengthen communication, dialogue and cooperation on issues related to South Asia and work together to promote peace, stability and development in that region.

The two sides underlined their commitment to the eventual realization of a world free of nuclear weapons. They reiterated their opposition to the proliferation of weapons of mass destruction and will jointly uphold the international nuclear non-proliferation regime. They agreed to enhance non-proliferation cooperation on the basis of mutual respect and equality. They will work together to achieve a successful Review Conference of Parties

to the Treaty on the Non-Proliferation of Nuclear Weapons in 2010. They committed to pursue ratification of the Comprehensive Nuclear-Test-Ban Treaty as soon as possible, and will work together for the early entry into force of the CTBT. They support the launching of negotiations on the Fissile Material Cut-off Treaty at an early date in the Conference on Disarmament, and stand ready to strengthen communication and cooperation in nuclear safety and security and in combating nuclear terrorism. China attaches importance to the U.S. initiative to hold a nuclear security summit in April 2010 and will actively participate in the preparations for the summit.

The two sides also discussed the importance of UN peacekeeping operations in promoting international peace and security.

The two sides agreed to enhance dialogue on development issues to explore areas of cooperation and coordination and to ensure that both countries' efforts are conducive to achieving sustainable outcomes.

V. Climate Change, Energy and Environment

The two sides held a constructive and productive dialogue on the issue of climate change. They underscored that climate change is one of the greatest challenges of our time. The two sides maintain that a vigorous response is necessary and that international cooperation is indispensable in responding to this challenge. They are convinced of the need to address climate change in a manner that respects the priority of economic and social development in developing countries and are equally convinced that transitioning to a low-carbon economy is an opportunity to promote continued economic growth and sustainable development in all countries.

Regarding the upcoming Copenhagen Conference, both sides agree on the importance of actively furthering the full, effective and sustained implementation of the United Nations Framework Convention on Climate Change in accordance with the Bali Action Plan. The United States and China, consistent with their national circumstances, resolve to take significant mitigation actions and recognize the important role that their countries play in promoting a sustainable outcome that will strengthen the world's ability to combat climate change. The two sides resolve to stand behind these commitments.

In this context both sides believe that, while striving for final legal agreement, an agreed outcome at Copenhagen should, based on the principle of common but differentiated responsibilities and respective capabilities, include emission reduction targets of developed countries and nationally appropriate mitigation actions of developing countries. The outcome should also substantially scale up financial assistance to developing countries, promote technology development, dissemination and transfer, pay particular attention to the needs of the poorest and most vulnerable to adapt to climate change, promote steps to preserve and enhance forests, and provide for full transparency with respect to the implementation of mitigation measures and provision of financial, technology and capacity building support.

The two sides are committed to working together and with other countries in the weeks ahead for a successful outcome at Copenhagen.

The two sides agreed that the transition to a green and low-carbon economy is essential and that the clean energy industry will provide vast opportunities for citizens of both countries in the years ahead and welcomed significant steps forward to advance policy dialogue and practical cooperation on climate change, energy and the environment, building on the U.S.-China Memorandum of Understanding to Enhance Cooperation on Climate Change, Energy and Environment announced at the first round of U.S.-China Strategic and Economic Dialogue this July and formally signed during the Presidential visit.

The two sides recognized the importance of the Ten Year Framework on Energy and Environment Cooperation (TYF) and commit to strengthen cooperation in promoting clean air, water, transportation, electricity, and resource conservation. Through a new U.S.-China Energy Efficiency Action Plan under the TYF, the United States and China will work together to achieve cost-effective energy efficiency improvements in industry, buildings and consumer products through technical cooperation, demonstration and policy exchanges. Noting both countries significant

investments in energy efficiency, the two Presidents underscored the enormous opportunities to create jobs and enhance economic growth through energy savings.

The two sides welcomed the signing of the Protocol Between the Department of Energy of the United States of America and the Ministry of Science and Technology and the National Energy Administration of the People's Republic of China on a Clean Energy Research Center. The Center will facilitate joint research and development on clean energy by teams of scientists and engineers from both countries, as well as serve as clearing house to help researchers in each country, with public and private funding of at least \$150 million over five years split evenly between the two countries. The Center will have one headquarters in each country. Priority topics to be addressed will include energy efficiency in buildings, clean coal (including carbon capture and sequestration), and clean vehicles.

The two sides welcomed the launch of a U.S.-China Electric Vehicles Initiative designed to put millions of electric vehicles on the roads of both countries in the years ahead. Building on significant investments in electric vehicles in both the United States and China, the two governments announced a program of joint demonstration projects in more than a dozen cities, along with work to develop common technical standards to facilitate rapid scale-up of the industry. The two sides agreed that their countries share a strong common interest in the rapid deployment of clean vehicles.

The two sides strongly welcomed work in both countries to promote 21st century coal technologies. They agreed to promote cooperation on large-scale carbon capture and sequestration (CCS) demonstration projects and to begin work immediately on the development, deployment, diffusion, and transfer of CCS technology. The two sides welcomed recent agreements between Chinese and U.S. companies, universities, and research institutions to cooperate on CCS and more efficient coal technologies.

The two sides welcomed the signing of the Memorandum of Cooperation between the Environmental Protection Agency of the United States and the National Development and Reform Commission of China and to Build Capacity to Address Climate Change.

The two sides welcomed the launch of The U.S.-China Renewable Energy Partnership. Through this Partnership, the two countries will chart a pathway to wide-scale deployment of wind, solar, advanced bio-fuels, and a modern electric power grid in both countries and cooperate in designing and implementing the policy and technical tools necessary to make that vision possible. Given the combined market size of the two countries, accelerated deployment of renewable energy in The United States and China can significantly reduce the cost of these technologies globally.

The two sides welcomed the establishment of The U.S.-China Energy Cooperation Program (ECP), a partnership between government and industry to enhance energy security and combat climate change. The ECP will leverage private sector resources and expertise to accelerate the deployment of clean energy technology.

The two sides commended the results of the recently-held Fourth U.S.-China Energy Policy Dialogue and Ninth U.S.-China Oil and Gas Industry Forum and welcomed the launch of a U.S.-China Shale Gas Resource Initiative to accelerate the development of unconventional natural gas resources in China. Drawing on recent experience in the United States, this initiative aims to improve energy security in both countries and help China transition to a low-carbon economy.

The two sides agreed to work together to advance global efforts to promote the peaceful use of nuclear energy. They welcomed the recently-concluded Third Executive Committee Meeting of the Global Nuclear Energy Partnership, and the commitment of the partnership to explore ways to enhance the international framework for civil nuclear energy cooperation. They agreed to consult with one another in order to explore such approaches -- including assurance of fuel supply and cradle-to-grave nuclear fuel management so that countries can access peaceful nuclear power while minimizing the risks of proliferation.

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THE WHITE HOUSE
Office of the Press Secretary

FOR IMMEDIATE RELEASE

November 17, 2009

U.S.-China Clean Energy Announcements

Today, President Barack Obama and President Hu Jintao announced a far-reaching package of measures to strengthen cooperation between the United States and China on clean energy. Attached are six fact sheets on the U.S-China clean energy announcements.

1. U.S.-China Clean Energy Research Center. The two Presidents announced the establishment of the U.S.-China Clean Energy Research Center. The Center will facilitate joint research and development of clean energy technologies by teams of scientists and engineers from the United States and China, as well as serve as a clearinghouse to help researchers in each country. The Center will be supported by public and private funding of at least \$150 million over five years, split evenly between the two countries. Initial research priorities will be building energy efficiency, clean coal including carbon capture and storage, and clean vehicles. The Protocol formally establishing the Center was signed in Beijing by U.S. Energy Secretary Steven Chu, Chinese Minister of Science and Technology Wan Gang, and Chinese National Energy Agency Acting Administrator Zhang Guobao.
2. U.S.-China Electric Vehicles Initiative. The two Presidents announced the launch of the U.S.-China Electric Vehicles Initiative. Building on the first-ever US-China Electric Vehicle Forum in September 2009, the initiative will include joint standards development, demonstration projects in more than a dozen cities, technical roadmapping and public education projects. The two leaders emphasized their countries' strong shared interest in accelerating the deployment of electric vehicles in order to reduce oil dependence, cut greenhouse gas emissions and promote economic growth.
3. U.S. China Energy Efficiency Action Plan. The two Presidents announced the launch of a new U.S.-China Energy Efficiency Action Plan. Under the new plan, the two countries will work together to improve the energy efficiency of buildings, industrial facilities, and consumer appliances. U.S. and Chinese officials will work together and with the private sector to develop energy efficient building codes and rating systems, benchmark industrial energy efficiency, train building inspectors and energy efficiency auditors for industrial facilities, harmonize test procedures and performance metrics for energy efficient consumer products, exchange best practices in energy efficient labeling systems, and convene a new U.S.-China Energy Efficiency Forum to be held annually, rotating between the two countries.
4. U.S. China Renewable Energy Partnership. The two Presidents announced the launch of a new U.S.-China Renewable Energy Partnership. Under the Partnership, the two countries will develop roadmaps for wide-spread renewable energy deployment in both countries. The Partnership will also provide technical and analytical resources to states and regions in both countries to support renewable energy deployment and will facilitate state-to-state and region-to-region partnerships to share experience and best practices. A new Advanced Grid Working Group will bring together U.S. and Chinese policymakers, regulators, industry leaders, and civil society to develop strategies for grid modernization in both countries. A new U.S.-China Renewable Energy Forum will be held annually, rotating between the two countries.
5. 21st Century Coal. The two Presidents pledged to promote cooperation on cleaner uses of coal, including large-scale carbon capture and storage (CCS) demonstration projects. Through the new U.S.-China Clean Energy Research Center, the two countries are launching a program of technical cooperation to bring teams of U.S. and Chinese scientists and engineers together in developing clean coal and CCS technologies. The two governments are also actively engaging industry, academia, and civil society in advancing clean coal and CCS solutions. The Presidents welcomed: (i) a grant from the U.S. Trade and Development Agency to the China Power Engineering and

Consulting Group Corporation to support a feasibility study for an integrated gasification combined cycle (IGCC) power plant in China using American technology, (ii) an agreement by Missouri-based Peabody Energy to invest participate in GreenGen, a project of several major Chinese energy companies to develop a near-zero emissions coal-fired power plant, (iii) an agreement between GE and Shenhua Corporation to collaborate on the development and deployment of IGCC and other clean coal technologies; and (iv) an agreement between AES and Songzao Coal and Electric Company to use methane captured from a coal mine in Chongqing, China, to generate electricity and reduce greenhouse gas emissions.

6. Shale Gas Initiative. The two Presidents announced the launch of a new U.S.-China Shale Gas Resource Initiative. Under the Initiative, the U.S. and China will use experience gained in the United States to assess China's shale gas potential, promote environmentally-sustainable development of shale gas resources, conduct joint technical studies to accelerate development of shale gas resources in China, and promote shale gas investment in China through the U.S.-China Oil and Gas Industry Forum, study tours, and workshops.

7. U.S. China Energy Cooperation Program. The two Presidents announced the establishment of the U.S.-China Energy Cooperation Program. The program will leverage private sector resources for project development work in China across a broad array of clean energy projects, to the benefit of both nations. More than 22 companies are founding members of the program. The ECP will include collaborative projects on renewable energy, smart grid, clean transportation, green building, clean coal, combined heat and power, and energy efficiency.

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CS) demonstration projects. Through the new U.S.-China Clean Energy Research Center, the two countries are launching a program of technical cooperation to bring teams of U.S. and Chinese scientists and engineers together in developing clean coal and CCS technologies. The two governments are also actively engaging industry, academia, and civil society in advancing clean coal and CCS solutions. The Presidents welcomed: (i) a grant from the U.S. Trade and Development Agency to the China Power Engineering and Consulting Group Corporation to support a feasibility study for an integrated gasification combined cycle (IGCC) power plant in China using American technology, (ii) an agreement by Missouri-based Peabody Energy to invest participate in GreenGen, a project of several major Chinese energy companies to develop a near-zero emissions coal-fired power plant, (iii) an agreement between GE and Shenhua Corporation to collaborate on the development and deployment of IGCC and other clean coal technologies; and (iv) an agreement between AES and Songzao Coal and Electric Company to use methane captured from a coal mine in Chongqing, China, to generate electricity and reduce greenhouse gas emissions.

6. Shale Gas Initiative. The two Presidents announced the launch of a new U.S.-China Shale Gas Resource Initiative. Under the Initiative, the U.S. and China will use experience gained in the United States to assess China's shale gas potential, promote environmentally-sustainable development of shale gas resources, conduct joint technical studies to accelerate development of shale gas resources in China, and promote shale gas investment in China through the U.S.-China Oil and Gas Industry Forum, study tours, and workshops.

7. U.S. China Energy Cooperation Program. The two Presidents announced the establishment of the U.S.-China Energy Cooperation Program. The program will leverage private sector resources for project development work in China across a broad array of clean energy projects, to the benefit of both nations. More than 22 companies are founding members of the program. The ECP will include collaborative projects on renewable energy, smart grid, clean transportation, green building, clean coal, combined heat and power, and energy efficiency.

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Cc: []
From: CN=Cameron Davis/OU=R5/O=USEPA/C=US
Sent: Fri 11/20/2009 10:23:28 PM
Subject: OMB
davis.cameron@epa.gov

We've cleared OMB for the GLRI RFP.

Congrats.

Cameron Davis
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Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;Larry Elworth [lelworth@agcenter.org]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;Larry Elworth [lelworth@agcenter.org]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;Larry Elworth [lelworth@agcenter.org]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;Larry Elworth [lelworth@agcenter.org]; arry Elworth [lelworth@agcenter.org]; N=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 11:22:03 PM
Subject: CEQ Water Transfers Meeting

CEQ convened a small, political-level meeting on Wednesday to share perspectives on permitting of water transfers. USDA, the Corps and DOI were represented, along with EPA and CEQ. Pete, Avi and I attended for EPA. Gary Guzy led the meeting for CEQ.

Deliberative

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator

US Environmental Protection Agency

To: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Scott
 Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Craig
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Cc: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Charles
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Busch/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 11:29:49 PM
Subject: Fw: SOTU Draft
EPA State of the Union Proposals.doc

Attached and below are the ideas that have been developed as possible SOTU suggestions. We will refine these and submit a final selection on Monday, but I wanted to solicit comment/thoughts as long as they haven't gone in yet. If you have any comments and/or additions please let me know by first thing Monday (with copies to Charles and Chris).

Thanks,
Diane

Deliberative

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 11:31:52 PM
Subject: Fw: Talking Points: Attempts to Distort CBO Analysis Fall Short // Reality Check

FYI

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
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----- Forwarded by Diane Thompson/DC/USEPA/US on 11/20/2009 06:31 PM -----

From: "Milakofsky, Benjamin E." [Personal Privacy]
To: "Lu, Christopher P." [Personal Privacy] "Smith, Elizabeth S."
<[Personal Privacy] "Kimball, Astri B." [Personal Privacy] "French, Michael J." [Personal Privacy] "Greenawalt, Andrei M." [Personal Privacy] "Milakofsky, Benjamin E." [Personal Privacy] "Taylor, Adam R." [Personal Privacy]>
Date: 11/20/2009 05:23 PM
Subject: Talking Points: Attempts to Distort CBO Analysis Fall Short // Reality Check

Dear Chiefs of Staff:

Please see the below talking points on health insurance reform.

--Cabinet Affairs

Talking Points: Attempts to Distort CBO Analysis Fall Short

- This week's release of the Patient Protection and Affordable Care Act was another critical milestone toward real health insurance reform that will provide stability and security for Americans with insurance, affordable options for uninsured Americans, and lower costs for families, businesses and the country as a whole.
- And not surprisingly, each time we take a step closer to reform, the insurance companies and their defenders in Washington become more desperate to preserve their lucrative status quo.
- The latest salvo in their last-ditch effort seems to be a tortured attempt at spinning the Congressional Budget Office analysis of the bill to fit their pre-conceived attacks.
- But no matter how you try to twist or distort its analysis, the CBO has confirmed that the Senate Health Bill is a solidly fiscally responsible approach to health reform.
 - o It estimates reform will reduce the deficit by \$130 billion over the next ten years and as much as \$650 billion in the decade following, saving hundreds of billions while extending coverage to 31 million more Americans.

- The CBO's report is in line with analysis from a bipartisan group of more than 20 leading health economists who said that provisions in the bill "will reduce long-term deficits, improve the quality of care, and put the nation on a firm fiscal footing."
- And that's not to mention measures to give Americans unprecedented stability and security – like ending discrimination based on pre-existing conditions, preventing insurance companies from dropping or watering down your coverage when you get sick and need it most, and protecting you from exorbitant out-of-pocket costs.

Talking Points: Mammograms

- There is no question that the U.S. Preventive Services Task Force Recommendations have caused a great deal of confusion and worry among women and their families across this country. But it's unfortunate – if not surprising – that reform's opponents have seized on those concerns to advance their own political agenda by spreading baseless, scary myths.
- The U.S. Preventive Task Force is an outside independent panel of doctors and scientists who make recommendations. They do not set federal policy and they don't determine what services are covered by the federal government.
- The Task Force has presented some new evidence for consideration but our policies remain unchanged.
- The Task Force cannot deny coverage, period.
- Under the status quo that the folks making these claims wish to preserve, millions of Americans go without the preventive care they need. Under health insurance reform, more Americans will have access to preventive care. The recommendations could form the basis for decisions on benefits that should be offered for free. This panel's recommendations will not be used to deny coverage.
- Nothing about these recommendations will prevent your insurance company from covering mammograms as they do today. In fact a spokesperson for the insurance industry said today that mammograms ordered by doctors will continue to be covered as they are today.
- Decisions about whether to have a mammogram will continue to be made by a woman and her doctors.

UPDATED: Health Insurance Reform Reality Check

Attack: Health insurance reform will raise taxes on the middle class.

- Ø Reality Check: The real health tax in our health care system is a hidden tax of \$1,000 that the millions of Americans who get insurance through their job or buy it on their own are already paying each year to cover the costs of caring for Americans without health insurance.
- o And if the people making these attacks get their way by killing reform, that hidden tax will only continue to grow by the day as more and more people lose their insurance.
 - o Most of the funding for health insurance reform should come from savings – from money that is already in the health care system but is being wasted or not spent effectively.
 - o And whatever additional revenues are needed will not affect people making less than \$200,000 a year.

Attack: Under the President's health insurance reform plan, seniors can expect to see their Medicare benefits cuts.

Reality Check: President Obama believes Medicare is a sacred trust with America's seniors. Reform protects and

strengthens Medicare. It doesn't use dime of the Medicare trust fund to pay for reform and does not cut guaranteed Medicare benefits.

- o The Republican distortions and outright falsehoods about Medicare would be offensive under any circumstances, but they're especially disingenuous coming from a group who has a long history of opposing Medicare and who very recently tried to kill Medicare as we know it by turning it into a voucher program that provides a fixed sum of money to buy private insurance.
- o Health insurance reform will benefit America's seniors, giving them a 50% discount on drug prices in the donut hole, providing free preventive care, and offering new health insurance protections for early retirees.

Attack: Health insurance reform will lead to rationing of care, with government bureaucrats getting between you and your doctor.

Ø Reality Check: Health insurance reform will stop rationing, not increase it.

- o The hard truth is that rationing is already happening every day – at the hands of insurance companies who decide whether or not you get coverage. Health insurance reform will do away with many of the rules that make it difficult for some Americans to get health care coverage today.

§ Reform will prevent insurance companies from denying coverage because you have a pre-existing condition; prevent them for cancelling coverage because you get sick; ban lifetime limits on coverage; and prevent discrimination based on gender.

- o Nothing about health insurance reform will put government bureaucrats between you and your doctor. But it will stop insurance company bureaucrats getting between you and your doctor as they do today.

Attack: Health insurance reform will increase premiums for small businesses.

Ø Reality Check: Reform will lower premiums, not increase them.

- o The skyrocketing premiums that permeate our entire health insurance system are especially unsustainable for small businesses, which pay up to 18 percent more for insurance than their larger counterparts, have seen insurance rates rise more than seven percent over the past year, and may see them rise by more than 15 percent over the coming year.

o Reform will create an exchange that pools small businesses – providing additional leverage to get better deals and will provide tax credits to make health insurance even more affordable.

- o As a result, MIT economist Jonathan Gruber recently testified that reform will save small businesses 25% – or \$65 billion per year – over the next decade.

Attack: Health insurance reform is a job killer that will be especially bad for small businesses.

Ø Reality Check: Independent, non-partisan analysis shows that reform will create jobs, not kill them.

- o The untenable and ever-growing health insurance costs faced by small businesses are an impediment to job creation.

o At the same time, too many would-be entrepreneurs are afraid to strike out own and start new small businesses for fear of being unable to find affordable insurance options.

o Health insurance reform would control costs, stabilize coverage, and ensure quality affordable insurance options for American small businesses.

- o As a result, MIT economist Jon Gruber estimates that reform would save about 80,000 jobs in the small business sector over the next decade and that workers at small businesses would also see a significant increase in their take-home pay.

Attack: Health insurance reform will impose a tax on small businesses that don't provide insurance.

- Ø Reality Check: The vast majority of small businesses would be exempt from rules that may require businesses of a certain size to contribute to costs if they don't provide insurance.
- o At the same time, small businesses will have new, affordable options to purchase coverage, and their employees will have new options as well.
 - o And the small businesses that need it most will be given tax credits to make it even more affordable for them to offer coverage.

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
Cc: "Lisa Jackson" [windsor.richard@epa.gov]
From: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 11:32:26 PM
Subject: Re: big progress on SCC

Thanks Lisa, this is indeed good news for the weekend

Bob Perciasepe
US EPA
Office of the Administrator
1200 Pennsylvania Ave., ARN
(o)202 564 2410
(c) **Personal Privacy**

From: Lisa Heinzerling/DC/USEPA/US
To: "Lisa Jackson" <windsor.richard@epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>
Date: 11/20/2009 02:56 PM
Subject: big progress on SCC

Deliberative

We have a mtg next week on the choice between the two options above. I am hopeful but not certain the interagency process will be allowed to generate a result not to be undone by other forces.

But - a good day for the moment.

To: CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US
Sent: Sat 11/21/2009 2:06:57 AM
Subject: Re: Social Cost of Carbon

I spent time with Lisa H tonight. I echo the kudos. We are in a good place and the time we spent developing a strategy have paid off.

I am optimistic.

.
Bob Perciasepe
Office of the Administrator
(o)202 564 4711
(c) Personal Privacy

----- Original Message -----

From: Gina McCarthy
Sent: 11/20/2009 07:13 PM EST
To: Richard Windsor; Bob Perciasepe
Subject: Social Cost of Carbon

If you get a chance, please thank Lisa H and Al M for there terrific leadership at a mtg today of the SCC

Deliberative

I will keep my fingers crossed that the decision to keep the discount rate at 2 to 5 percent sticks, but in meantime, today was a huge victory.

To: "Lisa Jackson" [windsor.richard@epa.gov]
Cc: CN=Bob Sussman/OU=DC/O=USEPA/C=US[]
From: CN=Seth Oster/OU=DC/O=USEPA/C=US
Sent: Sat 11/21/2009 7:13:59 PM
Subject: Fw: WSJ - EPA Tangles With Texas in Battle Over Air Quality
[ANA CAMPOY](#)
[Texas Industries](#)
[Chesapeake Energy](#)
ana.campoy@dowjones.com
[\(embedded image\)](#)

You've probably seen this already but wanted to be sure. It's a very balanced piece, but I think is quite nice for EPA. It's also worth noting it's the first national story on the Texas SIP issue -- which is a bit surprising. -- but probably means this starts to get more attention. I think we're ready for it.

----- Original Message -----

From: David Gray
Sent: 11/21/2009 08:36 AM CST
To: Seth Oster; Allyn Brooks-LaSure; Adora Andy; Arvin Ganesan; David McIntosh
Subject: WSJ - EPA Tangles With Texas in Battle Over Air Quality

U.S. NEWS
NOVEMBER 21, 2009
EPA Tangles With Texas in Battle Over Air Quality
Agency Takes Activist Stance on Pollution, Calling Local Rules Lax; State Officials Complain of 'Bureaucratic Meddling'

By ANA CAMPOY

A more assertive Environmental Protection Agency is demanding that Texas tighten its pollution rules, drawing the ire of companies and some of the state's political leaders.

At the heart of the dispute is an EPA threat to void some of the state's air-quality regulations, which it says break federal law. The agency also is studying whether oil refineries -- of which Texas has many -- emit dangerous amounts of toxins.

[View Full Image](#)

EPA

Alfredo Armendariz, left, recently hired by the Environmental Protection Agency, has been criticized by the energy industry over his past research on emissions from the cement and natural-gas industries.

Texas is the top carbon-dioxide-emitting state in the nation. State regulators say they have built a system that simplifies the permitting process, for example by regulating emissions from entire facilities, rather than smokestack by smokestack.

Environmental activists and city officials call the system too lax. But state officials say it has produced a cleaner environment, including a 22% drop between 2000 and 2008 in the level of ozone, which is blamed for respiratory problems. The state says its plan encourages industry to adopt greener technology.

"Our results speak louder than bureaucratic meddling," said Katherine Cesinger, a spokeswoman for Gov. Rick Perry, a Republican.

The EPA has emerged as one of the most aggressive regulatory agencies in the Obama administration. It has moved to regulate carbon-dioxide emissions, announced plans to set tougher limits on mercury emissions from coal- or oil-burning power plants and held up dozens of permit applications for coal-mining projects in Central Appalachia, citing concerns about water quality.

EPA Administrator Lisa Jackson has said the agency's moves will benefit the economy by improving public health and has pointed to the administration's support for tens of billions of dollars in government spending to subsidize electric vehicles and a modernized electric grid.

But business groups, including the U.S. Chamber of Commerce and the National Mining Association, say the agency also is saddling companies with costly mandates and could drive jobs outside the U.S.

The EPA this month appointed Alfredo Armendariz to head the office that oversees Texas and four other states. While all states must follow the same federal rules, they are allowed to develop their own implementation strategies, which are subject to federal approval. Mr. Armendariz had previously called the state's regulations inadequate.

Air-quality fights are especially heated in Texas. Officials in the big cities complain the Texas Commission on Environmental Quality, which enforces federal regulations, isn't strict enough. Dallas and Houston have been in violation of federal air-quality standards for years.

"The whole thing is wrong from start to finish," said state Rep. Lon Burnam, a Democrat who represents Fort Worth and serves on the environmental regulation committee at the Texas House of Representatives. "They permit almost anything."

Houston has been petitioning the federal government to toughen its standard for refinery emissions. In response, the EPA said last month it was withdrawing a rule signed at the end of the Bush administration that found the emissions posed no risk.

Environmentalists welcome the changes in EPA policies. "I've been waiting 15 years for this to happen," said Neil Carman, an air-quality specialist at the Sierra Club in Texas.

But companies are unhappy. Texas Industries Inc., a cement maker, recently cited changing EPA rules when it withdrew its request for a state permit to burn tires at one of its kilns, which it says would have reduced emissions. Texas Industries is committed to clean air, said spokesman David Perkins. "The difficulties happen when the requirements go beyond that and get to a point when they cause problems for companies that ultimately don't result in any net benefit to the environment."

But others disagree with the company's assessment, said EPA spokesman David Gray, and there is no room for neighbors and community members to give feedback under current rules. "The Texas air permitting process needs to be transparent to the public," he said.

The energy industry hasn't spoken publicly on the appointment of Mr. Armendariz, an environmental engineer and an associate professor at Southern Methodist University in Dallas. He is the author of several scathing studies and memos on emissions from the cement and natural-gas industries, and has been a consultant to environmental groups fighting the companies.

He declined to comment on EPA policy issues until he completed the transition into his new job.

The Barnett Shale Energy Education Council, a group representing energy companies, has attacked Mr. Armendariz's past reports. Recently, executives at natural-gas producer Chesapeake Energy Corp. criticized Mr. Armendariz for producing what they said was misleading research.

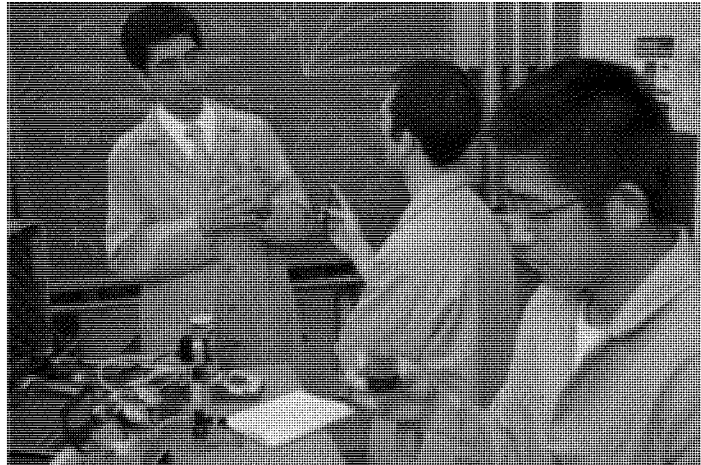
Mr. Armendariz has said his work is based on government-issued data and his calculations are consistent with those of regional regulators.

Earlier this year, the EPA said it was seeking to invalidate the state's permitting system, contending that it allows companies to skirt federal rules under the Clean Air Act. The agency is expected to announce a decision on certain parts of the program by the end of this month.

"Our system is not broken," said Bryan Shaw, chairman of the Texas environmental commission. "It's just misunderstood."

—Stephen Power and Ben Casselman contributed to this article.

Write to Ana Campoy at ana.campoy@dowjones.com



To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[];
N=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[];
N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=David McIntosh/OU=DC/O=USEPA/C=US
Sent: Sun 11/22/2009 4:31:24 PM
Subject: Confidential Memo re Monday's 3:15 Green Cabinet meeting
Memo for Nov 22 2009 Green Cabinet Mtg.doc

Monday afternoon from 3:15 to 3:45, you are scheduled to participate in a Green Cabinet meeting in a White House room that has not yet been assigned. You will have just completed a full Cabinet meeting in the Cabinet Room.

Deliberative

Deliberative

Deliberative

Deliberative

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Mon 11/23/2009 1:12:27 PM
Subject: Draft comments on OMB Report to Congress
Draft Comments on 2009 draft OMB Report Nov 19 2009.doc

Good morning,

A couple of weeks ago I mentioned OMB's most recent draft report on the costs and benefits of federal regulation. OPEI has, with help from the program offices, put together comments on the draft report. You had said you would like to see the comments we prepare. I've attached them below.

The comment period for the draft report has closed, but OMB has said it will accept our comments late. It would be good to file them this week if possible.

Please let me know if you have any questions. Thanks.

Lisa

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA[]; N=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Heidi Ellis/OU=DC/O=USEPA/C=US
Sent: Mon 11/23/2009 3:02:26 PM
Subject: Re: Items for Discussion

I am on his office. Looks like it may have to be on the 30th. Is that okay?

----- Original Message -----

From: Richard Windsor
Sent: 11/23/2009 09:54 AM EST
To: Aaron Dickerson
Cc: Heidi Ellis; Diane Thompson
Subject: Fw: Items for Discussion

NOTE - the CoS has playked this meeting. Please get the time. Half hour is fine but can live with 15 minutes. Tx.

----- Forwarded by Richard Windsor/DC/USEPA/US on 11/23/2009 09:53 AM -----

From: "Recos" <[Personal Privacy]>
To: Richard Windsor/DC/USEPA/US@EPA
Date: 11/23/2009 09:51 AM
Subject: Re: Items for Discussion

Ok

----- Original Message -----

From: Windsor.Richard@epamail.epa.gov <Windsor.Richard@epamail.epa.gov>
To: Recos
Sent: Mon Nov 23 09:49:02 2009
Subject: Items for Discussion

Rahm,

I've asked my staff to get us 15-30 minutes this week if possible. I'd like a chance to discuss: (1) EPA's existing "cash for caulkers" like program (2) the policy and political wins around Brownfields (3) other ways I and EPA can help. Thanks.

Lisa Jackson

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Mon 11/23/2009 5:14:22 PM
Subject: Re: Draft comments on OMB Report to Congress

Ok. Thanks.

From: Richard Windsor/DC/USEPA/US
To: Lisa Heinzerling/DC/USEPA/US@EPA
Date: 11/23/2009 12:04 PM
Subject: Re: Draft comments on OMB Report to Congress

Look fine. Was more curious than anything else. Thanks.

From: Lisa Heinzerling/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Date: 11/23/2009 08:12 AM
Subject: Draft comments on OMB Report to Congress

Good morning,

A couple of weeks ago I mentioned OMB's most recent draft report on the costs and benefits of federal regulation. OPEI has, with help from the program offices, put together comments on the draft report. You had said you would like to see the comments we prepare. I've attached them below.

The comment period for the draft report has closed, but OMB has said it will accept our comments late. It would be good to file them this week if possible.

Please let me know if you have any questions. Thanks.

Lisa

[attachment "Draft Comments on 2009 draft OMB Report Nov 19 2009.doc" deleted by Richard Windsor/DC/USEPA/US]

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Seth Oster/OU=DC/O=USEPA/C=US
Sent: Mon 11/23/2009 5:55:44 PM
Subject: Obama Thanks Hollywood With Coveted Invites To First White House State Dinner
Obama Thanks Hollywood With Coveted Invites To First White House State Dinner
Nikki Finke
Uncategorized
Comments (19)
Email This
Print This
Bookmark and Share
ballyhooed
publicly
longtime
(embedded image)
(embedded image)
(embedded image)
(embedded image)
(embedded image)

You're in interesting company on Tuesday. Let me know if you want any background on any of these folks.

Seth

Obama Thanks Hollywood With Coveted Invites To First White House State Dinner

By Nikki Finke | Category: Uncategorized | Monday November 23, 2009 @ 8:28am

Comments (19) Email This | Print This |

EXCLUSIVE: If tradition stands, the details of the guest list will be revealed only a few hours before the Obama administration's first state dinner tomorrow. The welcome for India's Prime Minister Manmohan Singh will be the biggest social event of the Obama White House. Already the Washington DC press corp is buzzing about the "got-to-be-there" fever. But this first dinner is primarily a thank you to the Obamas' most important political supporters. So I've learned that, among the Hollywood contingent asked to attend, are onetime DreamWorks partners David Geffen, Steven Spielberg and Jeffrey Katzenberg; Sony Pictures Entertainment chairman Michael Lynton; and WME Entertainment Agency co-CEO Ari Emanuel.

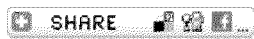
Spielberg's inclusion is interesting since he was a much ballyhooed Hillary Clinton supporter during the first months of her primary campaign when she looked like a sure thing, then quietly threw his clout behind Obama after he became the clear winner. But, given that the guest of honor is India's highest ranking statesman, Spielberg's new financial relationship with India's giant corporation Reliance more than explains his presence. Geffen was an early Obama backer who publicly took on the Clintons with pointed criticism at the start of the primary season. Katzenberg was not an early bird, but he became a faithful fundraiser. Both he and Geffen were considered Obama's biggest Hollywood bundlers during the campaign.

Lynton was a longtime supporter primarily because of the influence of his wife Jamie whose Chicago family has longtime political connections to the Obamas. Her mother Joanne Alter, the first female Democrat elected in Cook County, talent-spotted Obama in 2003 and convinced her daughter to support him. As a result, Lynton co-hosted an early fundraiser for Obama's Senate bid in 2004 in addition to hosting one of the earliest Hollywood campaign events for him when most showbiz types were still supporting Hillary. (Will.i.am, who composed the viral video for the Obama campaign anthem "Yes, We Can," met the candidate during a fundraiser at the Lyntons' home.)

And Chicago native Emanuel not only was one of Obama's first Hollywood political and financial backers,

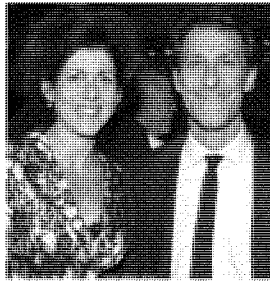
but, like duh, his brother Rahm is the White House chief of staff. They'll join the President and First Lady and 400 guests in an elaborate tent erected on the South Lawn. As for who has been chosen to provide the evening's entertainment, this White House has shown eclectic taste: Stevie Wonder already has played a concert in the East Room, Marc Anthony already took to the South Lawn for an evening of Latin music, and the Foo Fighters played the Fourth of July party.

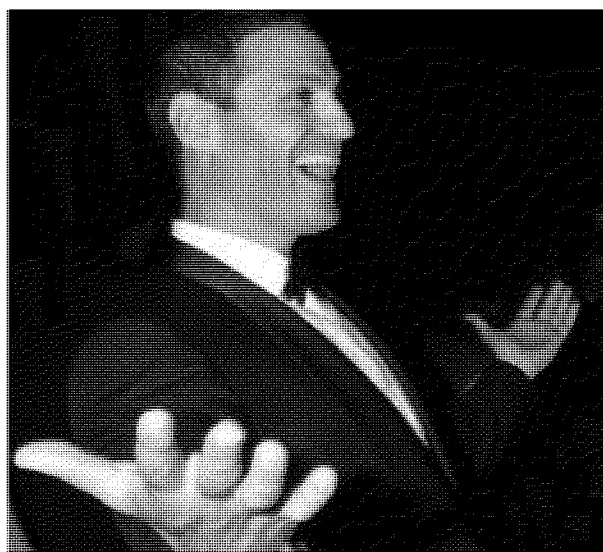
Seth Oster
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<Deborah.ingram@dhs.gov>, <cantor.eric@dol.gov>, <gambrellid@cdfi.treas.gov>, Allyn Brooks-LaSure/DC/USEPA/US@EPA, <mark.newberg@sba.gov>, <steven.smith@sba.gov>, <Donald.orndoff@va.gov>, <John.cross@do.treas.gov>, <Danielle.l.schopp@hud.gov>, <theodore.a.brown@usace.army.mil>, <todd.m.richardson@hud.gov>, <dominique.blom@hud.gov>, <jeffrey.riddel@hud.gov>, <david.vargas@hud.gov>, <mark.misczack@fema.gov>, "Fox, Katherine B" <Katherine.B.Fox@dhs.gov>, "Monchek, Rafaela" <rafaela.monchek@dhs.gov>, <carl.highsmith@dot.gov>, <david.matsuda@dot.gov>, "Duggan, Alaina" <Alaina.Duggan@dhs.gov>, "Campbell, Matt" <matt.campbell@dhs.gov>, Jim Hanlon/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, <donna.white@hud.gov>, <lnembhard@cns.gov>, <baker.angela@dol.gov>, "McClure, Laura" <Laura.Mcclure@dhs.gov>, <rstinson@eda.doc.gov>, <pdavidson@eda.doc.gov>, <cosborne@eda.doc.gov>, <ginger.lew@sba.gov>, <james.rivera@sba.gov>, <eric.zarnikow@sba.gov>, <chris.chan@sba.gov>, <ana.ma@sba.gov>, <Matthew.Yale@ed.gov>, <johnr.gingrich@va.gov>, <mark.a.linton@hud.gov>, <alexia.kelley@hhs.gov>, <cgrant2@doc.gov>, "Myers, David" <David.Myers1@dhs.gov>, "Schwartz, Alison" <Alison.Schwartz@dhs.gov>, "Goucher, Rob" <rob.goucher@dhs.gov>, <Honker.Bill@epamail.epa.gov>, <fbci@usda.gov>, <edpartners@ed.gov>, <jerry.flavin@sba.gov>, <fbci@usaid.gob>, <vafbnp@va.gov>, <jkelly@cns.gov>, <banks@mcdfi.treas.gov>, <kerney-willist@cdfi.treas.gov>, <martineza@cdfi.treas.gov>, <Lynn.Overmann@usdoj.gov>, <melodee.hanes@usdoj.gov>, "Salinas, Victoria" <Victoria.Salinas@dhs.gov> Cc: "Woodka, Janet" <Janet.Woodka@dhs.gov>, "Banta, Drue" <Drue.Banta@dhs.gov>, "Fraser, Timothy" <Timothy.Fraser@dhs.gov>, "Stewart, Jessica" <Jessica.Stewart@dhs.gov>, "McConnell, Scott" <Scott.Mcconnell@dhs.gov>, "Lundqvist, Hanna" <Hanna.Lundqvist@dhs.gov>, "Horton, Eric" <Eric.Horton@dhs.gov>, "Lockett, Terrence" <Terrence.Lockett@dhs.gov>, "Gehring, Wendy" <Wendy.Gehring@dhs.gov>, "Simms, Nathan F" <nathan.f.simms@hud.gov>
Date: 11/23/2009 04:04 PM
Subject: Gulf Coast Rebuilding Weekly Update

Office of the Federal Coordinator for Gulf Coast Rebuilding
Weekly Update 11/23/2009

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Please note, the next Gulf Coast Rebuilding Weekly Update will be sent on December 4. Happy Thanksgiving!

On Tuesday, November 17, EPA Administrator Lisa Jackson visited New Orleans to speak at the EPA's National Brownfields Conference. She also toured the Lower 9th Ward, participated in a roundtable discussion with students and professors at Southern University, toured green home sites in Pontchartrain Park, and gave a speech at Tulane University as part of its Dean's Colloquium. The trip was covered by the Times-Picayune and local television stations, with coverage focusing on the Clean Air Act and Clean Water Act, coastal restoration, and the fact that Administrator Jackson is a New Orleans native.

On November 18, Judge Stanwood Duval handed down a \$719,000 judgment for four plaintiffs against the U.S. Army Corps of Engineers in a Hurricane Katrina related lawsuit. The suit was filed in 2006 in U.S. District Court in the Eastern District of Louisiana. Arguments in the bench trial concluded in May 2009. Four of the six plaintiffs prevailed on the grounds that the U.S. Army Corps of Engineers had displayed "gross negligence" in failing to maintain a navigation channel, the Mississippi River Gulf Outlet, resulting in levee breaches that flooded large swaths of greater New Orleans. The judge noted that the Corps' failure to shore up the channel "doomed the channel to grow to two to three times its design width" and that "created a more forceful frontal wave attack on the levee" that protected St. Bernard and the Lower 9th Ward. The case is likely to be appealed. All media inquiries should be directed to Charles Miller at the Department of Justice at 202-514-2007.

On Friday, November 20, MSNBC's Joe Scarborough broadcasted Morning Joe from a New Orleans high school. Scarborough participated in a volunteer building project Saturday, sponsored by Starbucks and the HandsOn Network as part of a national "Brewing Together Day of Service."

As part of the ongoing conversation about health care, Senator Landrieu succeeded in adding a provision to the 2,074-page Senate version of the health care bill. News reports have said that it could provide Louisiana between \$100 million and \$300 million in Medicaid funding in fiscal 2011 as a fix to FMAP. The Jindal administration has been lobbying the Administration for a change to their FMAP calculation, claiming that various disaster payments inflated income levels in the state. However, according to data, the disaster payments had little impact on the calculation.

On November 18, the first meeting of the Long Term Recovery Working Group took place at the White House. Secretaries Donovan and Napolitano chair the interagency group. Objectives and expectations for the Working Group were laid out and an update was provided on outreach efforts to date.

On November 19, Senator Landrieu met with Sally Ericsson of OMB and Nancy Sutley of the Council on Environmental Quality to discuss coastal restoration in Louisiana.

On November 23, the Southeast Louisiana Flood Protection Authority-East sponsored a levee summit in New Orleans at the Intercontinental Hotel. Senator Vitter, General Mike Walsh, Commander of the Mississippi Valley Division and Garret Graves from the State of Louisiana attended.

Negotiations between the Corps of Engineers and the State of Louisiana on the Project Partnership Agreement for permanent storm surge protection at the outfall canals are ongoing. Last week, the State delivered a signed version of the agreement to the Corps. However, the Corps has indicated that it is unable to execute the document as written. The Corps has stated that there will be a gap in protection during the 2014 hurricane season due to the delays in executing the agreement.

On Nov. 17, the staff of the Louisiana/Mississippi Gulf Coast Ecosystem Restoration Interagency Working Group met. The group received a briefing on the major studies on coastal restoration in Louisiana and the Mississippi Coastal Improvements Program in MS and discussed the upcoming trip to the region and the upcoming principal's meeting.

On November 14, the National Association of Free Clinics, the Louisiana Free Clinic Association and C.A.R.E. (Communities Are Responding Everyday) operated a free one-day clinic in New Orleans. More than 400 medical personnel volunteered their time to care for individuals without health care insurance on a range of health-related issues.

On November 20, actress and New Orleans resident Sandra Bullock hosted a special premiere of her new film, "The Blind Side," at the Prytania Theater in New Orleans. The event raised money for Warren Easton Senior High School, a charter school in Mid-City.

On November 19, ARTDOCS, a non-profit which offers medical care to uninsured or underinsured full-time artists in New Orleans, held a live artwork auction to benefit their operations.

November 22 was the New Orleans Po-Boy Preservation Festival, which included live music, a cook-off, and of course a selection of the best po-boys in town. 40 vendors and thousands of people celebrated the city's trademark sandwich. This year's winner of Best of Show was the Shrimp Caminada Po Boy from Grand Isle restaurant. The fan favorite was NO Seafood and Hamburger's "Shrimpzilla" Po Boy. Proceeds from the festival went toward the Oak Street Association's work to promote, preserve, and revitalize Carrollton's historic Oak Street neighborhood and commercial corridor. A portion of proceeds will be used to fund grants for neighborhood organizations in the Carrollton area.

The New Orleans Saints won again on Sunday and are now 10-0.

This week, Federal Coordinator Janet Woodka traveled to New Orleans to meet with local officials and stakeholders including Chief Justice Kitty Kimball; Sheriff Marlin Gusman; LaToya Cantrell of Broadmoor Redevelopment CDC; Tim Williamson of the Idea Village; Michael Hecht of GNO Inc; Mary Lou Specha of Café Reconcile; Allison Plyer of GNO Data Center; Cathy Puett of HandsOn New Orleans; and Beth Galante of Global Green. All of the stakeholders were very complimentary of the Administration's efforts to date. There was a general sense that the Administration cares about the issues and is focused on solving problems.

Comings and Goings

Vice President Joe Biden committed in an August 24 New Orleans Times Picayune article that he would visit New Orleans after the President's trip, likely "just before the end of the year or just after the first of the year."

The Louisiana Mississippi Gulf Coast Ecosystem Interagency Working Group will likely visit Louisiana before the end of the year.

Forthcoming

A GAO report on Gulf Coast Rebuilding and housing issues in the Gulf Coast is expected to be issued in December.

On December 1-3, the Soros Foundation will hold its annual conference in New Orleans. As part of the conference, on Tuesday, December 1st, the Open Society Institute will host a conversation on criminal justice issues and challenges to open societies around the world between George Soros and the former Chief Judge of the Orleans Parish Criminal Court Calvin Johnson. Katy Reckdahl of the Times-Picayune will moderate the discussion. This event is by invitation only.

The Association of Levee Boards of Louisiana will meet in New Orleans on December 2 and 3

December 2 there will be a hearing on "Disaster Case Management: Developing a Comprehensive National Program Focused on Outcomes" before the Ad hoc Subcommittee on Disaster Recovery for the Senate Committee on Homeland Security and Governmental Affairs.

On December 4th, the House Government and Oversight Committee will hold a hearing on Hurricane Katrina and how the Administration is moving forward.

The Broadmoor Neighborhood will open a new Elementary School in January 2010. They have asked Michelle Obama to attend.

The National Fusion Center Conference will be held in New Orleans in February, 2010.

GNO Inc will hold its Annual Meeting March 4th, 2010 focusing on GNO Inc 2.0's transformation of a city. They are looking for a cabinet-level keynote speaker.

Idea Village is sponsoring a Social Entrepreneurship Week March 20th -27th, 2010 and is looking for federal participation.

In May, 2010, the inaugural World Delta Dialogue will be convened in the Mississippi River Delta - New Orleans, Louisiana.

On June 8 – 10, 2010 the Louisiana Office of Coastal Protection and Restoration, the US Army Corps of Engineers, the Coalition to Restore Coastal Louisiana and many others have partnered together to host the State of the Coast (SOC) Conference. The conference will consist of three full days of presentations by leading experts in concurrent sessions, café and beignet sessions, keynote speakers, coastal policy plenary session, poster sessions and social networking opportunities focusing on implementing a sustainable coast for Louisiana.

Moiria Whelan

Deputy, Office of the Federal Coordinator for Gulf Coast Rebuilding
202-325-0196

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Tue 11/24/2009 10:05:06 PM
Subject: Fw: Membership to EPA's Environmental Financial Advisory Board
[EFABFederalRegister102009.pdf](#)

At one point you thought you might have folks you wanted to suggest for this. any thoughts?

Diane E. Thompson

Chief of Staff

U. S. Environmental Protection Agency

202-564-6999

----- Forwarded by Diane Thompson/DC/USEPA/US on 11/24/2009 05:04 PM -----

From: Pamela Scott/DC/USEPA/US

To: Craig Hooks/DC/USEPA/US@EPA, Gina McCarthy/DC/USEPA/US@EPA, Scott
Fulton/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA,
David McIntosh/DC/USEPA/US@EPA, Gina McCarthy/DC/USEPA/US@EPA, Cynthia Giles-
AA/DC/USEPA/US@EPA, Linda Travers/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Bill
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Date: 11/24/2009 03:02 PM

Subject: Membership to EPA's Environmental Financial Advisory Board

Good Afternoon,

Although the deadline has passed, if you have candidates that are interested and are a good fit for the EFAB Board, please feel free to have them submit the requested information included in the Federal Register Notice for consideration.

The U.S. Environmental Protection Agency (EPA) invites nominations of qualified candidates to be considered for appointments to fill vacancies on the Environmental Financial Advisory Board. Please review the Federal Register Notice below, for consideration. Feel free to contact me if you have any

questions.

Pamela R. Scott, EFAB Membership Coordinator
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From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Tue 11/24/2009 10:11:07 PM
Subject: FOR TONITE: Fact Sheets: U.S. - Indian Cooperation
[Health Fact Sheet.pdf](#)
[Economics Trade and Agriculture Fact Sheet.pdf](#)
[Education and Development Fact Sheet.pdf](#)
[Strategic Security Dialogue Fact Sheet.pdf](#)
[Green Partnership Fact Sheet.pdf](#)

FYI-- have a great time. I will look for you in the Style section tmw!
DT

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999
----- Forwarded by Diane Thompson/DC/USEPA/US on 11/24/2009 05:10 PM -----

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To: "Lu, Christopher P." **Personal Privacy** "Smith, Elizabeth S."
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Michael J." **Personal Privacy** Greenawalt, Andrei M."
Personal Privacy "Taylor, Adam R." **Personal Privacy**
"Milakofsky, Benjamin E." **Personal Privacy**
Date: 11/24/2009 12:47 PM
Subject: Fact Sheets: U.S. - Indian Cooperation

Dear Chiefs of Staff:

Please see the below release and attached documents highlighting U.S.-Indian cooperation.

--Cabinet Affairs

THE WHITE HOUSE
Office of the Press Secretary

FOR IMMEDIATE RELEASE

November 24, 2009

Fact Sheets on U.S. – Indian Cooperation

Attached are a series of factsheets highlighting some of the key outcomes of this visit. In total 6 Memoranda-of-understandings were signed, 2 memoranda-of-interest as well as several other initiatives

and agreements. Below are some of the highlights from the four papers covering global security and counter-terrorism, education and development, health cooperation, economic trade and agriculture, and green partnerships.

Advancing Global Security and Countering Terrorism

- Expansion of the U.S.-India Counterterrorism Cooperation Initiative, Prime Minister Singh and President Obama committed to redouble their collective efforts to deal effectively with terrorism, while protecting their countries' common ideals and shared values, and committed themselves to strengthening global consensus and legal regimes against terrorism.
- Support for an early start of negotiations on a multilateral, non-discriminatory and internationally verifiable Fissile Material Cutoff Treaty. The two leaders also look forward to the April 2010 Nuclear Security Summit and agreed to consult each other regularly. They affirmed their commitment to work together to prevent the spread of Weapons of Mass Destruction- and missile-related technology and to realize their shared vision of a world free of nuclear weapons.

Green Partnerships

- Launch of a "Green Partnership" to strengthen U.S./India cooperation on clean energy, climate change, and food security. This reflects our two countries' commitment to taking vigorous action to combat climate change, ensuring mutual energy security, working towards global food security, and building a clean energy economy that will drive investment, job creation, and economic growth throughout the 21st century.
- Launch of an Indo-U.S. Clean Energy Research and Deployment Initiative, supported by U.S. and Indian government funding and private sector contributions. This new Initiative will include a Joint Research Center operating in both the United States and India to foster innovation and joint efforts to accelerate deployment of clean energy technologies. The Initiative will facilitate joint research, scientific exchanges, and sharing of proven innovation and deployment policies.
- Support for an Indian EPA that will focus on creating a more effective system of environmental governance, regulation and enforcement. Working with the India's Ministry of Environment and Forests, the U.S. Environmental Protection Agency will provide technical support to help establish an Indian National Environmental Protection Authority.

Economic Trade and Agriculture

- Meeting of the United States – India CEO Forum brought together leaders of the U.S. and Indian business communities — approximately ten from each side across various industry sectors — with senior government officials on November 23. Forum members conveyed their interest in working on recommendations on how the public and private sectors can work together to strengthen economic and commercial ties between the two countries, stimulate innovation, spur job creation, and promote sustainable inclusive growth.
- Launch of a new Agriculture Dialogue and agreed on a Memorandum of Understanding on Agricultural Cooperation and Food Security that will set a pathway to robust cooperation between the governments in crop forecasting, management and market information; regional and global food security through the L'Aquila Food Security Initiative; science, technology, and education; nutrition; and expanding private sector investment in agriculture. The United States and India expect cooperation under the agreement to expand access to knowledge to improve productivity, safety, and nutritional quality of food crops; to strengthen market institutions and foster growth of agribusiness investment and improve food security and access to adequate quantities and quality of food, particularly for women and young children.
- Renewed bilateral cooperation in the field of intellectual property through a Memorandum of Understanding between the Department of Commerce's United States Patent and Trademark Office and Indian Ministry of Commerce and Industry. The memorandum and action plan will focus on human resource development, capacity building and public awareness programs in intellectual property protection and enforcement.

Enhancing U.S.-India Cooperation on Education and Development

- Expansion of the bi-national Fulbright-Nehru Scholarship Program through a 45% increase in funding by each government to support increased exchanges of students and scholars in priority fields, bringing total support for these scholarships to \$6.7 million this year.
- Launched the Obama-Singh 21st Century Knowledge Initiative which will provide \$10 million in combined funding to increase university linkages and support junior faculty development between U.S. and Indian universities.
- Formation of the Women's Empowerment Dialogue (WED) to further the full participation of women in all aspects of society in order for the global community to address the complex challenges we face in this new century. During the initial meeting of the Women's Empowerment Dialogue in New Delhi, both sides agreed to explore the creation of a "Women's Empowerment Fund," that would be able to support WED initiatives such as women's social and economic empowerment, female literacy, political participation of women, and healthcare.

Health Cooperation

- Creation of a seventh Regional Global Disease Detection Center in India as a part of the Global Disease Detection (GDD) network. This GDD collaboration will include a range of activities, such as emerging disease detection and response, pandemic influenza preparedness and response, laboratory systems and biosafety, field epidemiology training, health communications, and zoonotic disease investigation and control. Other Regional Centers include Kenya, Thailand, Guatemala, Egypt, China, and Kazakhstan.
- Launch of the Health Dialogue: The first meeting of the U.S.-India Health Dialogue is planned for early 2010 in Washington. Secretary of Health and Human Services Sebelius is the U.S. lead and Minister of Health and Family Welfare Azad will lead for India.
- Cooperation on Urban Health through U.S. Agency for International Development's, soon to be launched, new Health of the Urban Poor Program, which aims to improve reproductive and child health in urban poor populations, especially for those dwelling in slums, by building the local capacity, improving program implementation and increasing resource allocation for urban health through policy analysis. The program will work in close collaboration with urban local bodies and Indian national and state governments.

###

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Cc: []
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Tue 11/24/2009 10:47:17 PM
Subject: Fw: District Court holds Corps mining permits invalid for insufficient public notice
ENV DEFENSE #449606-v1-Loadout Fola - ORDER on notice.PDF

This is an important court decision which may throw a monkey wrench into the Corps permitting process and could call into question further action on the 79 permits. The issue of adequate public notice is obviously an important one in light of EPA's commitment to transparency. I expect EPA will argue against an appeal although I suspect the Corps will want to take one.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency
----- Forwarded by Bob Sussman/DC/USEPA/US on 11/24/2009 05:44 PM -----

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Landers/DC/USEPA/US@EPA, Kevin Minoli/DC/USEPA/US@EPA
Date: 11/24/2009 04:03 PM
Subject: Fw: District Court holds Corps mining permits invalid for insufficient public notice

This order issued today remanding two coal mining permits to the Corps because the public notice issued by the Corps was insufficient to allow for meaningful public comment under the CWA and NEPA could have far-reaching consequences as all Corps permits have provide similar public notices to those challenged here.

I'll note that I've often heard from the regions that the Corps public notices simply don't provide enough

information for the regions to properly review the permits, including for the reason identified by the plaintiffs - lack of information about mitigation.

The next step will be a decision by the Administration whether or not to appeal this decision. EPA can send a letter to DOJ making a recommendation - please let me know if you'd like me to begin drafting a letter (and if I'm correct in assuming we would recommend against appeal). On the policy side of things, staff of the three agencies in Pittsburgh agreed that meaningful public participation should be a goal of the process.

----- Forwarded by Karyn Wendelowski/DC/USEPA/US on 11/24/2009 03:40 PM -----

From: "Morris, Cynthia (ENRD)" <CMorris@ENRD.USDOJ.GOV>

To: Karyn Wendelowski/DC/USEPA/US@EPA

Date: 11/24/2009 03:34 PM

Subject: FW: summary of the 55 page decision below

Karyn - this opinion just in from Judge Chambers holds that the Loadout and Fola permits are invalid under CWA and NEPA because the public notice provided by the Corps was insufficient to allow for meaningful public comment, since the notices did not contain description of the mitigation plans. The Court stayed the order for 60 days.

Although this decision relates only to the Loadout and Fola permits, the same procedural flaw may be applicable to other permits.

You may share this with others at EPA who may be interested.

cj

From: Morris, Cynthia (ENRD)

Sent: Tuesday, November 24, 2009 3:27 PM

To: Young, Russell (ENRD)

Subject: summary of the 55 page decision below

The attached Memorandum Opinion and Order was issued by Judge Chambers on Tuesday, Nov. 24, 2009, denying in part and granting in part the cross-motions for summary judgment filed by the coal companies and plaintiffs with respect to the Loadout and Fola permits.

The Court granted the coal company motions for summary judgment in part, to the extent the issues raised by Plaintiffs are governed by the Fourth Circuit decision in *OVEC v. Aracoma*, 556 F.3d 177 (2009).

The Court held in abeyance the portion of the motion for summary judgment regarding the selenium discharges in the Fola permit, as the matter had not been fully briefed.

The Court granted Plaintiffs motions for summary judgment, and denied the coal companies' motions for summary judgment, with respect to the issue of public notice, holding that the notice provided by the Corps was inadequate under both the CWA and NEPA because the public notice failed to provide sufficient information regarding the mitigation that would be required under the permit.

As to the notice required under the CWA, the Court found that the Corps' decision as to when the application was "complete", which triggers the 15 day period in which public notice of the application must be provided, was not entitled to substantial deference, and the Corps' determination that the application was "complete" before the proposed mitigation plan had been submitted was unreasonable because the mitigation

plan is a significant part of the permit process.

As to NEPA, the Court held that while the Corps is not required to publish the entire mitigation plan for comment, it must provide sufficient information to allow for meaningful public comment, and that includes, at minimum, a description of the mitigation plan.

Finally, the Court took the Corps to task for its failure to issue supplemental public notice, in view of the fact that the mitigation plans were available to the Corps approximately 9 months and nearly 18 months before the permits were issued. The Court did not hold that supplemental notice was required because it is discretionary with the Corps, but noted that such notice would have been prudent and would have avoided the expenditure of resources in litigating this issue.

The Court remanded the permits to the Corps with instructions to issue a new public notice, receive and respond to comments on the revised notices, and reconsider each permit with any new comments in mind. The Order of remand is stayed for 60 days.

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Cc: "Allyn Brooks-Lasure" [Brooks-lasure.allyn@epa.gov]; David McIntosh" [mcintosh.david@epa.gov]
From: CN=Seth Oster/OU=DC/O=USEPA/C=US
Sent: Tue 11/24/2009 10:58:07 PM
Subject: Re: Fw: Gulf Coast Rebuilding Weekly Update
Times-Picayune
Senate version of the health care bill

I talked to the VP's office about this. His trip will almost surely not happen this year -- they are looking at the first part of next year. I am continuing to work with them to explore how you can help and whether it would make sense to go on this trip, whenever it is. I'd suggest there is no need for you to send a note to the VP on it quite yet -- unless you want to for other reasons -- and that I continue to work it.

Seth

Seth Oster
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From: Richard Windsor/DC/USEPA/US
To: "Allyn Brooks-Lasure" <Brooks-lasure.allyn@epa.gov>, "Seth Oster" <oster.seth@epa.gov>, "David McIntosh" <mcintosh.david@epa.gov>
Date: 11/23/2009 08:42 PM
Subject: Fw: Gulf Coast Rebuilding Weekly Update

See the item re VPOTUS trip at the end of the year or early January. I should send a note offering to help. Also, see the Coastal Restoration Summit in June (last item).

----- Original Message -----

From: Allyn Brooks-LaSure
Sent: 11/23/2009 05:04 PM EST
To: Richard Windsor; Diane Thompson; Bob Perciasepe; Bob Sussman; Scott Fulton; Seth Oster
Subject: Fw: Gulf Coast Rebuilding Weekly Update

M. Allyn Brooks-LaSure | Deputy Associate Administrator for Public Affairs

U.S. Environmental Protection Agency | Office of the Administrator

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Date: 11/23/2009 04:04 PM

Subject: Gulf Coast Rebuilding Weekly Update

Office of the Federal Coordinator for Gulf Coast Rebuilding
Weekly Update 11/23/2009

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Please note, the next Gulf Coast Rebuilding Weekly Update will be sent on December 4. Happy Thanksgiving!

On Tuesday, November 17, EPA Administrator Lisa Jackson visited New Orleans to speak at the EPA's National Brownfields Conference. She also toured the Lower 9th Ward, participated in a roundtable discussion with students and professors at Southern University, toured green home sites in Pontchartrain Park, and gave a speech at Tulane University as part of its Dean's Colloquium. The trip was covered by the Times-Picayune and local television stations, with coverage focusing on the Clean Air Act and Clean Water Act, coastal restoration, and the fact that Administrator Jackson is a New Orleans native.

On November 18, Judge Stanwood Duval handed down a \$719,000 judgment for four plaintiffs against the U.S. Army Corps of Engineers in a Hurricane Katrina related lawsuit. The suit was filed in 2006 in U.S. District Court in the Eastern District of Louisiana. Arguments in the bench trial concluded in May 2009. Four of the six plaintiffs prevailed on the grounds that the U.S. Army Corps of Engineers had displayed "gross negligence" in failing to maintain a navigation channel, the Mississippi River Gulf Outlet, resulting in levee breaches that flooded large swaths of greater New Orleans. The judge noted that the Corps' failure to shore up the channel "doomed the channel to grow to two to three times its design width" and that "created a more forceful frontal wave attack on the levee" that protected St. Bernard and the Lower 9th Ward. The case is likely to be appealed. All media inquiries should be directed to Charles Miller at the Department of Justice at 202-514-2007.

On Friday, November 20, MSNBC's Joe Scarborough broadcasted Morning Joe from a New Orleans high school. Scarborough participated in a volunteer building project Saturday, sponsored by Starbucks and the HandsOn Network as part of a national "Brewing Together Day of Service."

As part of the ongoing conversation about health care, Senator Landrieu succeeded in adding a provision to the 2,074-page Senate version of the health care bill. News reports have said that it could provide Louisiana between \$100 million and \$300 million in Medicaid funding in fiscal 2011 as a fix to FMAP. The Jindal administration has been lobbying the Administration for a change to their FMAP calculation, claiming that various disaster payments inflated income levels in the state. However, according to data, the disaster payments had little impact on the calculation.

On November 18, the first meeting of the Long Term Recovery Working Group took place at the White House. Secretaries Donovan and Napolitano chair the interagency group. Objectives and expectations for the Working Group were laid out and an update was provided on outreach efforts to date.

On November 19, Senator Landrieu met with Sally Ericsson of OMB and Nancy Sutley of the Council on Environmental Quality to discuss coastal restoration in Louisiana.

On November 23, the Southeast Louisiana Flood Protection Authority-East sponsored a levee summit in New Orleans at the Intercontinental Hotel. Senator Vitter, General Mike Walsh, Commander of the Mississippi Valley Division and Garret Graves from the State of Louisiana attended.

Negotiations between the Corps of Engineers and the State of Louisiana on the Project Partnership Agreement for permanent storm surge protection at the outfall canals are ongoing. Last week, the State delivered a signed version of the agreement to the Corps. However, the Corps has indicated that it is unable to execute the document as written. The Corps has stated that there will be a gap in protection during the 2014 hurricane season due to the delays in executing the agreement.

On Nov. 17, the staff of the Louisiana/Mississippi Gulf Coast Ecosystem Restoration Interagency Working Group met. The group received a briefing on the major studies on coastal restoration in Louisiana and the Mississippi Coastal Improvements Program in MS and discussed the upcoming trip to the region and the upcoming principal's meeting.

On November 14, the National Association of Free Clinics, the Louisiana Free Clinic Association and C.A.R.E. (Communities Are Responding Everyday) operated a free one-day clinic in New Orleans. More than 400 medical personnel volunteered their time to care for individuals without health care insurance on a range of health-related issues.

On November 20, actress and New Orleans resident Sandra Bullock hosted a special premiere of her new film, "The Blind Side," at the Prytania Theater in New Orleans. The event raised money for Warren Easton Senior High School, a charter school in Mid-City.

On November 19, ARTDOCS, a non-profit which offers medical care to uninsured or underinsured full-time artists in New Orleans, held a live artwork auction to benefit their operations.

November 22 was the New Orleans Po-Boy Preservation Festival, which included live music, a cook-off, and of course a selection of the best po-boys in town. 40 vendors and thousands of people celebrated the city's trademark sandwich. This year's winner of Best of Show was the Shrimp Caminada Po Boy from Grand Isle restaurant. The fan favorite was NO Seafood and Hamburger's "Shrimpzilla" Po Boy. Proceeds from the festival went toward the Oak Street Association's work to promote, preserve, and revitalize Carrollton's historic Oak Street neighborhood and commercial corridor. A portion of proceeds will be used to fund grants for neighborhood organizations in the Carrollton area.

The New Orleans Saints won again on Sunday and are now 10-0.

This week, Federal Coordinator Janet Woodka traveled to New Orleans to meet with local officials and stakeholders including Chief Justice Kitty Kimball; Sheriff Marlin Gusman; LaToya Cantrell of Broadmoor Redevelopment CDC; Tim Williamson of the Idea Village; Michael Hecht of GNO Inc; Mary Lou Specha of Café Reconcile; Allison Plyer of GNO Data Center; Cathy Puett of HandsOn New Orleans; and Beth Galante of Global Green. All of the stakeholders were very complimentary of the Administration's efforts to date. There was a general sense that the Administration cares about the issues and is focused on solving problems.

Comings and Goings

Vice President Joe Biden committed in an August 24 New Orleans Times Picayune article that he would visit New Orleans after the President's trip, likely "just before the end of the year or just after the first of the year."

The Louisiana Mississippi Gulf Coast Ecosystem Interagency Working Group will likely visit Louisiana before the end of the year.

Forthcoming

A GAO report on Gulf Coast Rebuilding and housing issues in the Gulf Coast is expected to be issued in December. On December 1-3, the Soros Foundation will hold its annual conference in New Orleans. As part of the conference, on Tuesday, December 1st, the Open Society Institute will host a conversation on criminal justice issues and challenges to open societies around the world between George Soros and the former Chief Judge of the Orleans Parish Criminal Court Calvin Johnson. Katy Reckdahl of the Times-Picayune will moderate the discussion. This event is by invitation only.

The Association of Levee Boards of Louisiana will meet in New Orleans on December 2 and 3

December 2 there will be a hearing on "Disaster Case Management: Developing a Comprehensive National Program Focused on Outcomes" before the Ad hoc Subcommittee on Disaster Recovery for the Senate Committee on Homeland Security and Governmental Affairs.

On December 4th, the House Government and Oversight Committee will hold a hearing on Hurricane Katrina and how the Administration is moving forward.

The Broadmoor Neighborhood will open a new Elementary School in January 2010. They have asked Michelle Obama to attend.

The National Fusion Center Conference will be held in New Orleans in February, 2010.

GNO Inc will hold its Annual Meeting March 4th, 2010 focusing on GNO Inc 2.0's transformation of a city. They are looking for a cabinet-level keynote speaker.

Idea Village is sponsoring a Social Entrepreneurship Week March 20th -27th, 2010 and is looking for federal participation.

In May, 2010, the inaugural World Delta Dialogue will be convened in the Mississippi River Delta - New Orleans, Louisiana.

On June 8 – 10, 2010 the Louisiana Office of Coastal Protection and Restoration, the US Army Corps of Engineers, the Coalition to Restore Coastal Louisiana and many others have partnered together to host the State of the Coast (SOC) Conference. The conference will consist of three full days of presentations by leading experts in concurrent sessions, café and beignet sessions, keynote speakers, coastal policy plenary session, poster sessions and social networking opportunities focusing on implementing a sustainable coast for Louisiana.

Moirá Whelan

Deputy, Office of the Federal Coordinator for Gulf Coast Rebuilding
202-325-0196

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If it's true, yes, that's what it means.

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Cell: Personal Privacy

From: "Russell, Anthony L." [Personal Privacy]
Sent: 11/25/2009 09:09 AM EST
To: "Ashley, Matt Lee" <Matt_lee-ashley@ios.doi.gov>; "Brooks-LaSure, Allyn" <Brooks-LaSure.Alyn@epamail.epa.gov>; "Fendley, Edward J." [Personal Privacy] "Glunz, Christine M." [Personal Privacy] "Griffis, K" <KGriffis@doc.gov>; "Kobren, Ben" <KobrenBM@state.gov>; "LaBolt, Benjamin" [Personal Privacy] "Leistikow, Dan" <dan.leistikow@hq.doe.gov>; "Mather, Chris" <Chris.Mather@oc.usda.gov>; "Reynolds, Christina" [Personal Privacy]
Cc: "Zichal, Heather R." [Personal Privacy]
Subject: COP 15 -- Cabinet Participation Announcement

Good morning,

We anticipate this announcement going out this morning at about 1000 coincidental to a press gaggle by Gibbs, Browner and Froman. If you have any feedback, concerns please advise myself and Matt Lehigh.

Thanks,

Tony

THE WHITE HOUSE

Office of the Press Secretary

FOR IMMEDIATE RELEASE

November 25, 2009

Cabinet Secretaries and Top Administration Officials to Attend Copenhagen, Keynote Series of Events

Diverse, high-ranking delegation underscores commitment to American leadership on clean energy

WASHINGTON—Underscoring President Obama's commitment to American leadership on clean energy, the White House today announced that a host of Cabinet secretaries and other top officials from across the Administration will travel to Copenhagen for the United Nations Climate Change Conference. Interior Secretary Ken Salazar, Agriculture Secretary Tom Vilsack, Commerce Secretary Gary Locke, Energy Secretary Steven Chu, and Environmental Protection Agency Administrator Lisa P. Jackson are all scheduled to attend, along with Council on

Environmental Quality Chair Nancy Sutley, and Assistant to the President for Energy and Climate Change Carol Browner.

For the first time, the U.S. delegation will have a U.S. Center at the conference, providing a unique and interactive forum to share our story with the world. In addition to working with other countries to advance American interests, U.S. delegates will keynote a series of events highlighting actions by the Obama Administration to provide domestic and global leadership in the transition to a clean energy economy. Topics will range from energy efficiency investments and global commitments to renewables policy and clean energy jobs. The following keynote events and speakers are currently scheduled:

- Wednesday, December 9th: Taking Action at Home, EPA Administrator Lisa P. Jackson
- Thursday, December 10th: New Energy Future: the role of public lands in clean energy production and carbon capture, Secretary of the Interior Ken Salazar
- Friday, December 11th: Clean Energy Jobs in a Global Marketplace, Commerce Secretary Gary Locke
- Monday, December 14th: Leading in Energy Efficiency and Renewables, Energy Secretary Steven Chu
- Tuesday, December 15th: Clean Energy Investments: creating opportunities for rural economies, Agriculture Secretary Tom Vilsack
- Thursday, December 17th: Backing Up International Agreement with Domestic Action, CEQ Chair Nancy Sutley and Assistant to the President Carol Browner

These events will underline the historic progress the Obama Administration has made to address climate change and create a new energy future. In addition to passage of the American Clean Energy and Security Act in the House of Representatives this summer, Administration officials will highlight an impressive resume of American action and accomplishments over the last 10 months, including:

DOMESTIC LEADERSHIP

- Recovery Act: The U.S. is investing more than \$80 billion in clean energy through its Recovery Act – including the largest-ever investment in renewable energy, which will double our generation of clean renewable energy like wind and solar in three years.
- Efficiency Standard for Automobiles: President Obama announced the first ever joint fuel economy/greenhouse gas emissions standards for cars and trucks in May. The new standards are projected to save 1.8 billion barrels of oil over the life of the program with a fuel economy gain averaging more than 5 percent per year and a reduction of approximately 900 million metric tons in greenhouse gas emissions.

- **Advancing Comprehensive Energy Legislation:** Passing comprehensive energy and climate legislation is a top priority for the Administration and significant progress has been made. In June, The U.S. House of Representatives passed the American Clean Energy and Security Act that will promote clean energy investments and lower U.S. greenhouse gas emissions more than 80 percent by 2050. The Senate continues to advance their efforts to pass comprehensive legislation and move the U.S. closer to a system of clean energy incentives that create new energy jobs, reduce our dependence on oil, and cut pollution.
- **Appliance Efficiency Standards:** The Obama Administration has forged more stringent energy efficiency standards for commercial and residential appliances like refrigerators and microwaves. This common sense approach makes improved efficiency a manufacturing requirement for the everyday appliances used in practically every home and business, resulting in a significant reduction in energy use. Altogether, about two dozen new energy efficiency standards will be completed in the next few years.
- **Offshore Energy Development:** Within the Administration's first 100 days, a new regulatory framework was established to facilitate the development of alternative energy projects in an economic and environmentally sound manner that allows us to tap into the vast energy potential of the Outer Continental Shelf (OCS). The National Renewable Energy Lab estimates that development of wind energy alone on the OCS may provide an additional 1,900 gigawatts of clean energy to the U.S.
- **Emissions Inventory Rule:** For the first time, the U.S. will catalogue greenhouse gas emissions from large emission sources – an important initial step toward measurable and transparent reductions.

INTERNATIONAL LEADERSHIP

- **The Major Economies Forum (MEF):** President Obama launched the MEF in March 2009, creating a new dialogue among developed and emerging economies to combat climate change and promote clean energy. At the July L'Aquila summit, MEF Leaders announced important new agreements to support the UN climate talks and launched a new Global Partnership to promote clean energy technologies.
- **Eliminating Fossil Fuel Subsidies:** The President spearheaded an agreement at the Pittsburgh G20 summit for all G20 nations to phase out their fossil fuel subsidies over the medium term and to work with other countries to do the same. Asia-Pacific Economic Cooperation nations followed the G20 lead at their summit in Singapore, expanding the number of countries committing to these subsidies. According to the International Energy Agency, this measure alone could reduce global greenhouse gas emissions 10 percent or more by 2050.
- **Bilateral Energy and Climate Partnerships:** The U.S. is accelerating its collaboration with China, India, Mexico, Canada and other key international partners to combat climate change, coordinate clean energy research and

development, and support the international climate talks.

- Energy and Climate Partnership for the Americas: President Obama proposed a partnership with our neighbors in the western hemisphere to advance energy security and combat climate change. An early product of this cooperation is Chile's Renewable Energy Center, which receives technical support from the U.S. Department of Energy.

- Phasing Down HFCs (Hydrofluorocarbons): The U.S. joined Canada and Mexico in proposing to phase-down HFC emissions, a very potent greenhouse gas, in developed and developing countries under the Montreal Protocol. This represents a down payment of about 10% of the emission reductions necessary to cut global greenhouse gas emissions to half their current levels by 2050.

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Perciaspe/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=David
McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin
Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA[]; N=Bob
Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Diane
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Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=David
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Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Gina
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Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=David
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Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA[]; N=David
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McCarthy/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Adora
Andy/OU=DC/O=USEPA/C=US@EPA[]; N=Adora Andy/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 3:38:24 PM
Subject: Fw: COP Announcements

M. Allyn Brooks-LaSure | Deputy Associate Administrator for Public Affairs

U.S. Environmental Protection Agency | Office of the Administrator

Phone: 202-564-8368 | Email: brooks-lasure.allyn@epa.gov

----- Forwarded by Allyn Brooks-LaSure/DC/USEPA/US on 11/25/2009 10:37 AM -----

From: "Russell, Anthony L." [Personal Privacy]
To: "Ashley, Matt Lee" <Matt_lee-ashley@ios.doi.gov>, "Brooks-LaSure, Allyn" <Brooks-LaSure.Allyn@epamail.epa.gov>, "Glunz, Christine M." [Personal Privacy] "Griffis, K" <KGriffis@doc.gov>, "Kobren, Ben" <KobrenBM@state.gov>, "Leistikow, Dan" <dan.leistikow@hq.doe.gov>, "Mather, Chris" <Chris.Mather@oc.usda.gov>
Cc: "Reynolds, Christina" [Personal Privacy] "Zichal, Heather R." [Personal Privacy] "Greenawalt, Andrei M." [Personal Privacy] "Fendley, Edward J." [Personal Privacy] "LaBolt, Benjamin" [Personal Privacy]
Date: 11/25/2009 10:31 AM
Subject: COP Announcements

Good morning,

It was just announced that POTUS is going to Copenhagen Dec. 9 and will offer an emission reduction target in the range of 17%. We will be sending a press release, including announcement of Cabinet participation very shortly. Detailed TPs to follow soonest. Thanks for your understanding.

Tony

To: windsor.richard@epa.gov[]
Cc: oster.seth@epa.gov;depass.michelle@epa.gov;thompson.diane@epa.gov;goulding.rob
bert@epa.gov;brooks-lasure.allyn@epa.gov;ellis.heidi@epa.gov[];
epass.michelle@epa.gov;thompson.diane@epa.gov;goulding.robert@epa.gov;brooks-
lasure.allyn@epa.gov;ellis.heidi@epa.gov[];
hompson.diane@epa.gov;goulding.robert@epa.gov;brooks-
lasure.allyn@epa.gov;ellis.heidi@epa.gov[]; oulding.robert@epa.gov;brooks-
lasure.allyn@epa.gov;ellis.heidi@epa.gov[]; rooks-lasure.allyn@epa.gov;ellis.heidi@epa.gov[];
llis.heidi@epa.gov[]
From: CN=David McIntosh/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 4:16:20 PM
Subject: Fw: President to Attend Copenhagen Climate Talks
[Recovery Act](#)
[Efficiency Standard for Automobiles](#)
[Advancing Comprehensive Energy Legislation](#)
[Appliance Efficiency Standards](#)
[Offshore Energy Development](#)
[The Major Economies Forum \(MEF\)](#)
[Eliminating Fossil Fuel Subsidies](#)
[China](#)
[India](#)
[Mexico](#)
[Canada](#)
[Energy and Climate Partnership for the Americas](#)
[Phasing Down HFCs \(Hydrofluorocarbons\)](#)

Pls see below. It's official. Also interesting mention below of targets for 2025 and 2030.

----- Forwarded by David McIntosh/DC/USEPA/US on 11/25/2009 11:14 AM -----

From: "Lee, Hannah" [Personal Privacy]
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"Brandon Hurlbut" <Brandon.hurlbut@hq.doe.gov>, <Brian_Screnar@ios.doi.gov>,
<Christine.koronides@sba.gov>, "Courtney Gregoire" <CGregoire@doc.gov>, "Emil Michael"
<emil.michael@sd.mil>, "Fetter, Steven A." [Personal Privacy]
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<John.Conger@osd.mil>, "Jonathan Cordone" <Jonathan.Cordone@exim.gov>, "Kate Brandt"
<kate.brandt@navy.mil>, <kathryn.thomson@dot.gov>, "Kenneth Lane" <Kenneth_lane@ios.doi.gov>,
"Laura MacDonald" <MacDonald.Laura@dol.gov>, "Laura Tatum" <tatum.laura@dol.gov>, "Leslie Grant"
<Grant.Leslie@osec.usda.gov>, "Lindsay Daschle" <Lindsay.Daschle@osec.usda.gov>, David
McIntosh/DC/USEPA/US@EPA, "Megan Uzzell" <Uzzell.Megan@dol.gov>, "Missy Owens"
<Missy.Owens@hq.doe.gov>, <Nate.Turnbull@Dot.Gov>, "Parita Shah" <PSshah@doc.gov>, "Peter Ogden"
<ogdenPR@state.gov>, "Pitzer, Karrie S." [Personal Privacy] "Rod O'Connor"
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Shira Sternberg/DC/USEPA/US@EPA, Stephanie Owens/DC/USEPA/US@EPA, "Taylor Ferrell"
<taylor.ferrell@navy.mil>, "Zofia Szytkowski" <Zofia.Szytkowski@exim.gov>, <jtoaleisen@doc.gov>,
<Dan.Utech@hq.doe.gov>, <steve_black@ios.doi.gov>, <Laura_Davis@ios.doi.gov>,
<Uzzell.Megan@dol.gov>, <beth.osborne@dot.gov>, <kathryn.thomson@dot.gov>, Stephanie
Owens/DC/USEPA/US@EPA, David McIntosh/DC/USEPA/US@EPA, <shelley.r.poticha@hud.gov>,
"Ericsson, Sally C." [Personal Privacy] "Hurst, Kevin D." [Personal Privacy]
<pershingj@state.gov>, <Judson.Jaffe@do.treas.gov>, <Grant.Leslie@osec.usda.gov>,
<Robert.Bonnie@osec.usda.gov>
Cc: "Greenawalt, Andrei M." [Personal Privacy] "Maher, Jessica A."
[Personal Privacy] "Belive, Lauren" [Personal Privacy] "Levine, Jacob C."

Personal Privacy

"Heimbach, James T."

Personal Privacy

Date: 11/25/2009 11:10 AM

Subject: FW: President to Attend Copenhagen Climate Talks

THE WHITE HOUSE
Office of the Press Secretary

FOR IMMEDIATE RELEASE

November 25, 2009

President to Attend Copenhagen Climate Talks
Administration Announces U.S. Emission Target for Copenhagen

The White House announced today that President Obama will travel to Copenhagen on Dec. 9 to participate in the United Nations Climate Change Conference, where he is eager to work with the international community to drive progress toward a comprehensive and operational Copenhagen accord. The President has worked steadily on behalf of a positive outcome in Copenhagen throughout the year. Based on the President's work on climate change over the past 10 months – in the Major Economies Forum, the G20, bilateral discussions and multilateral consultations – and based on progress made in recent, constructive discussions with China and India's Leaders, the President believes it is possible to reach a meaningful agreement in Copenhagen. The President's decision to go is a sign of his continuing commitment and leadership to find a global solution to the global threat of climate change, and to lay the foundation for a new, sustainable and prosperous clean energy future.

The White House also announced that, in the context of an overall deal in Copenhagen that includes robust mitigation contributions from China and the other emerging economies, the President is prepared to put on the table a U.S. emissions reduction target in the range of 17% below 2005 levels in 2020 and ultimately in line with final U.S. energy and climate legislation. In light of the President's goal to reduce emissions 83% by 2050, the expected pathway set forth in this pending legislation would entail a 30% reduction below 2005 levels in 2025 and a 42% reduction below 2005 in 2030. This provisional target is in line with current legislation in both chambers of Congress and demonstrates a significant contribution to a problem that the U.S. has neglected for too long. With less than two weeks to go until the beginning of the Copenhagen conference, it is essential that the countries of the world, led by the major economies, do what it takes to produce a strong, operational agreement that will both launch us on a concerted effort to combat climate change and serve as a stepping stone to a legally binding treaty. The President is working closely with Congress to pass energy and climate legislation as soon as possible.

Underscoring President Obama's commitment to American leadership on clean energy and combating climate change, the White House also announced today that a host of Cabinet secretaries and other top officials from across the Administration will travel to Copenhagen for the conference. Interior Secretary Ken Salazar, Agriculture Secretary Tom Vilsack, Commerce Secretary Gary Locke, Energy Secretary Steven Chu, and Environmental Protection Agency Administrator Lisa P. Jackson are all scheduled to attend, along with Council on Environmental Quality Chair Nancy Sutley, and Assistant to the President for Energy and Climate Change Carol Browner.

For the first time, the U.S. delegation will have a U.S. Center at the conference, providing a unique and interactive forum to share our story with the world. In addition to working with other countries to advance American interests, U.S. delegates will keynote a series of events highlighting actions by the Obama Administration to provide domestic and global leadership in the transition to a clean energy economy. Topics will range from energy efficiency investments and global commitments to renewables policy and clean energy jobs. The following keynote events and speakers are currently scheduled:

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- Recovery Act: The U.S. is investing more than \$80 billion in clean energy through its Recovery Act – including the largest-ever investment in renewable energy, which will double our generation of clean renewable energy like wind and solar in three years.
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launched a new Global Partnership to promote clean energy technologies.

- **Eliminating Fossil Fuel Subsidies:** The President spearheaded an agreement at the Pittsburgh G20 summit for all G20 nations to phase out their fossil fuel subsidies over the medium term and to work with other countries to do the same. Asia-Pacific Economic Cooperation nations followed the G20 lead at their summit in Singapore, expanding the number of countries committing to these subsidies. According to the International Energy Agency, this measure alone could reduce global greenhouse gas emissions 10 percent or more by 2050.
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###

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Michelle
DePass/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=David
McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA[]; N=Michelle
DePass/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=David
McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=David
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McCarthy/OU=DC/O=USEPA/C=US@EPA[]; N=David
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McCarthy/OU=DC/O=USEPA/C=US@EPA[]; N=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-
LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Seth
Oster/OU=DC/O=USEPA/C=US@EPA;CN=Aaron
Dickerson/OU=DC/O=USEPA/C=US@EPA;CN=Robert
Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA[];
N=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Seth
Oster/OU=DC/O=USEPA/C=US@EPA;CN=Aaron
Dickerson/OU=DC/O=USEPA/C=US@EPA;CN=Robert
Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA[];
N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Aaron
Dickerson/OU=DC/O=USEPA/C=US@EPA;CN=Robert
Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA[];
N=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA;CN=Robert
Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA[];
N=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Heidi
Ellis/OU=DC/O=USEPA/C=US@EPA[]; N=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 4:34:23 PM
Subject: Fw: President to Attend Copenhagen Climate Talks

[Recovery Act](#)
[Efficiency Standard for Automobiles](#)
[Advancing Comprehensive Energy Legislation](#)
[Appliance Efficiency Standards](#)
[Offshore Energy Development](#)
[The Major Economies Forum \(MEF\)](#)
[Eliminating Fossil Fuel Subsidies](#)
[China](#)
[India](#)
[Mexico](#)
[Canada](#)
[Energy and Climate Partnership for the Americas](#)
[Phasing Down HFCs \(Hydrofluorocarbons\)](#)

FYI

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

----- Forwarded by Diane Thompson/DC/USEPA/US on 11/25/2009 11:33 AM -----

From: "Milakofsky, Benjamin E." <[Personal Privacy]>
To: "Lu, Christopher P." [Personal Privacy] "Smith, Elizabeth S."
[Personal Privacy] "Kimball, Astri B." [Personal Privacy] "French, Michael J."
[Personal Privacy] "Greenawalt, Andrei M." <[Personal Privacy]> "Taylor,
Adam R." [Personal Privacy] "Milakofsky, Benjamin E." [Personal Privacy]
Date: 11/25/2009 11:09 AM
Subject: President to Attend Copenhagen Climate Talks

Dear Chiefs of Staff:

Please see the below release announcing that the President will attend the United Nations Climate Change Conference in Copenhagen.

--Cabinet Affairs

THE WHITE HOUSE
Office of the Press Secretary

FOR IMMEDIATE RELEASE

November 25, 2009

President to Attend Copenhagen Climate Talks
Administration Announces U.S. Emission Target for Copenhagen

The White House announced today that President Obama will travel to Copenhagen on Dec. 9 to participate in the United Nations Climate Change Conference, where he is eager to work with the international community to drive progress toward a comprehensive and operational Copenhagen accord. The President has worked steadily on behalf of a positive outcome in Copenhagen throughout the year. Based on the President's work on climate change over the past 10 months – in the Major Economies Forum, the G20, bilateral discussions and multilateral consultations – and based on progress made in recent, constructive discussions with China and India's Leaders, the President believes it is possible to reach a meaningful agreement in Copenhagen. The President's decision to go is a sign of his continuing commitment and leadership to find a global solution to the global threat of climate change, and to lay the foundation for a new, sustainable and prosperous clean energy future.

The White House also announced that, in the context of an overall deal in Copenhagen that includes robust mitigation contributions from China and the other emerging economies, the President is prepared to put on the table a U.S. emissions reduction target in the range of 17% below 2005 levels in 2020 and ultimately in line with final U.S. energy and climate legislation. In light of the President's goal to reduce emissions 83% by 2050, the expected pathway set forth in this pending legislation would entail a 30% reduction below 2005 levels in 2025 and a 42% reduction below 2005 in 2030. This provisional target is in line with current legislation in both chambers of Congress and demonstrates a significant contribution to a problem that the U.S. has neglected for too long. With less than two weeks to go until the beginning of the Copenhagen conference, it is essential that the countries of the world, led by the major economies, do what it takes to produce a strong, operational agreement that will both launch us on a concerted effort to combat climate change and serve as a stepping stone to a legally binding treaty. The President is working closely with Congress to pass energy and climate legislation as soon as possible.

Underscoring President Obama's commitment to American leadership on clean energy and combating climate change, the White House also announced today that a host of Cabinet secretaries and other top officials from across the Administration will travel to Copenhagen for the conference. Interior Secretary Ken Salazar, Agriculture Secretary Tom Vilsack, Commerce Secretary Gary Locke, Energy Secretary Steven Chu, and Environmental

Protection Agency Administrator Lisa P. Jackson are all scheduled to attend, along with Council on Environmental Quality Chair Nancy Sutley, and Assistant to the President for Energy and Climate Change Carol Browner.

For the first time, the U.S. delegation will have a U.S. Center at the conference, providing a unique and interactive forum to share our story with the world. In addition to working with other countries to advance American interests, U.S. delegates will keynote a series of events highlighting actions by the Obama Administration to provide domestic and global leadership in the transition to a clean energy economy. Topics will range from energy efficiency investments and global commitments to renewables policy and clean energy jobs. The following keynote events and speakers are currently scheduled:

- Wednesday, December 9th: Taking Action at Home, EPA Administrator Lisa P. Jackson
- Thursday, December 10th: New Energy Future: the role of public lands in clean energy production and carbon capture, Secretary of the Interior Ken Salazar
- Friday, December 11th: Clean Energy Jobs in a Global Marketplace, Commerce Secretary Gary Locke
- Monday, December 14th: Leading in Energy Efficiency and Renewables, Energy Secretary Steven Chu
- Tuesday, December 15th: Clean Energy Investments: creating opportunities for rural economies, Agriculture Secretary Tom Vilsack
- Thursday, December 17th: Backing Up International Agreement with Domestic Action, CEQ Chair Nancy Sutley and Assistant to the President Carol Browner

These events will underline the historic progress the Obama Administration has made to address climate change and create a new energy future. In addition to passage of the American Clean Energy and Security Act in the House of Representatives this summer, Administration officials will highlight an impressive resume of American action and accomplishments over the last 10 months, including:

DOMESTIC LEADERSHIP

- Recovery Act: The U.S. is investing more than \$80 billion in clean energy through its Recovery Act – including the largest-ever investment in renewable energy, which will double our generation of clean renewable energy like wind and solar in three years.
- Efficiency Standard for Automobiles: President Obama announced the first ever joint fuel economy/greenhouse gas emissions standards for cars and trucks in May. The new standards are projected to save 1.8 billion barrels of oil over the life of the program with a fuel economy gain averaging more than 5 percent per year and a reduction of approximately 900 million metric tons in greenhouse gas emissions.
- Advancing Comprehensive Energy Legislation: Passing comprehensive energy and climate legislation is a top priority for the Administration and significant progress has been made. In June, The U.S. House of Representatives passed the American Clean Energy and Security Act that will promote clean energy investments and lower U.S. greenhouse gas emissions more than 80 percent by 2050. The Senate continues to advance their efforts to pass comprehensive legislation and move the U.S. closer to a system of clean energy incentives that create new energy jobs, reduce our dependence on oil, and cut pollution.
- Appliance Efficiency Standards: The Obama Administration has forged more stringent energy efficiency standards for commercial and residential appliances, including microwaves, kitchen ranges, dishwashers, lightbulbs and other common appliances. This common sense approach makes improved efficiency a manufacturing requirement for the everyday appliances used in practically every home and business, resulting in a significant reduction in energy use. Altogether, about two dozen new energy efficiency standards will be completed in the next few years.
- Offshore Energy Development: Within the Administration's first 100 days, a new regulatory framework was established to facilitate the development of alternative energy projects in an economic and environmentally sound manner that allows us to tap into the vast energy potential of the Outer Continental Shelf (OCS). The National

Renewable Energy Lab estimates that development of wind energy alone on the OCS may provide an additional 1,900 gigawatts of clean energy to the U.S.

- Emissions Inventory Rule: For the first time, the U.S. will catalogue greenhouse gas emissions from large emission sources – an important initial step toward measurable and transparent reductions.

INTERNATIONAL LEADERSHIP

- The Major Economies Forum (MEF): President Obama launched the MEF in March 2009, creating a new dialogue among developed and emerging economies to combat climate change and promote clean energy. At the July L'Aquila summit, MEF Leaders announced important new agreements to support the UN climate talks and launched a new Global Partnership to promote clean energy technologies.
- Eliminating Fossil Fuel Subsidies: The President spearheaded an agreement at the Pittsburgh G20 summit for all G20 nations to phase out their fossil fuel subsidies over the medium term and to work with other countries to do the same. Asia-Pacific Economic Cooperation nations followed the G20 lead at their summit in Singapore, expanding the number of countries committing to these subsidies. According to the International Energy Agency, this measure alone could reduce global greenhouse gas emissions 10 percent or more by 2050.
- Bilateral Energy and Climate Partnerships: The U.S. is accelerating its collaboration with China, India, Mexico, Canada and other key international partners to combat climate change, coordinate clean energy research and development, and support the international climate talks.
- Energy and Climate Partnership for the Americas: President Obama proposed a partnership with our neighbors in the western hemisphere to advance energy security and combat climate change. An early product of this cooperation is Chile's Renewable Energy Center, which receives technical support from the U.S. Department of Energy.
- Phasing Down HFCs (Hydrofluorocarbons): The U.S. joined Canada and Mexico in proposing to phase-down HFC emissions, a very potent greenhouse gas, in developed and developing countries under the Montreal Protocol. This represents a down payment of about 10% of the emission reductions necessary to cut global greenhouse gas emissions to half their current levels by 2050.

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To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 4:57:58 PM
Subject: Fw: discount rates - CLOSE HOLD - DO NOT FORWARD
discountrate two options 112409 730pm.docx

I just spoke to Bob P. about this, but wanted to share it with you as well.

Deliberative

We are drafting a response raising points on both process and substance. Please let me know if you would like any more information.

(And happy thanksgiving.)

From: Wolverton, Maryann
Sent: Tuesday, November 24, 2009 7:53 PM
To: Sunstein, Cass R.; William.Pizer@do.treas.gov; Aldy, Joseph E.; 'Newell, Richard'; mcgartland.al@epa.gov
Cc: Greenstone, Michael B.
Subject: discount rates - CLOSE HOLD - DO NOT FORWARD

Hi all,

Deliberative

Thanks,

Ann

Ann Wolverton
Senior Economist, Energy & Environment
Council of Economic Advisers
395-6982

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 5:26:44 PM
Subject: Re: discount rates - CLOSE HOLD - DO NOT FORWARD

Will do. Thanks.

From: Richard Windsor/DC/USEPA/US
To: Lisa Heinzerling/DC/USEPA/US@EPA
Date: 11/25/2009 12:21 PM
Subject: Re: discount rates - CLOSE HOLD - DO NOT FORWARD

Thx. Sadly, you called it. Hit equally hard on process and policy.

----- Original Message -----

From: Lisa Heinzerling
Sent: 11/25/2009 11:57 AM EST
To: Richard Windsor
Subject: Fw: discount rates - CLOSE HOLD - DO NOT FORWARD
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From: Wolverton, Maryann
Sent: Tuesday, November 24, 2009 7:53 PM
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Subject: discount rates - CLOSE HOLD - DO NOT FORWARD

Hi all,

Deliberative

Deliberative

Thanks,

Ann

Ann Wolverton
Senior Economist, Energy & Environment
Council of Economic Advisers
395-6982

[attachment "discontrate_two options_112409_730pm.docx" deleted by Richard Windsor/DC/USEPA/US]

To: "Jackson, Lisa P." [windsor.richard@epa.gov]; Fulton, Scott" [fulton.scott@epa.gov]; Thompson, Diane" [Thompson.Diane@epamail.epa.gov]; Sussman, Bob" [sussman.bob@epa.gov]; Heinzerling, Lisa" [Heinzerling.Lisa@epamail.epa.gov]; DePass, Michelle" [DePass.Michelle@epamail.epa.gov]; McCarthy, Gina" [McCarthy.Gina@epamail.epa.gov]; McIntosh, David" [McIntosh.David@epamail.epa.gov]; Ganesan, Arvin" [Ganesan.Arvin@epamail.epa.gov]
Cc: "Oster, Seth" [Oster.Seth@epa.gov]; Andy, Adora" [Andy.Adora@epamail.epa.gov]
From: CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 5:32:35 PM
Subject: Fw: POTUS Announcement Q&A and Top Line
[1125 QA Final.docx](#)

MABL.

M. Allyn Brooks-LaSure
Office of the Administrator
U.S. Environmental Protection Agency
Cell: Personal Privacy

From: "Russell, Anthony L." Personal Privacy
Sent: 11/25/2009 12:29 PM EST
To: "Ashley, Matt Lee" <'Matt_lee-ashley@ios.doi.gov'>; "Brooks-LaSure, Allyn" <'Brooks-LaSure.Allyn@epamail.epa.gov'>; "Glunz, Christine M." <Personal Privacy> "Griffis, K" <'KGriffis@doc.gov'>; "Kobren, Ben" <'KobrenBM@state.gov'>; "Leistikow, Dan" <'dan.leistikow@hq.doe.gov'>; "Mather, Chris" <'Chris.Mather@oc.usda.gov'>
Cc: "Fendley, Edward J." Personal Privacy "Reynolds, Christina" <Personal Privacy> "LaBolt, Benjamin" Personal Privacy
Subject: POTUS Announcement Q&A and Top Line

Follow up on the two big announcements from WH today: (1) POTUS will be attending the international climate talks in Copenhagen in December; and (2) that the Administration is tabling a proposal for a GHG emissions target for the negotiations.

Below is Top-Level guidance and attached are Q&A for these announcements.

POTUS Participation at Copenhagen:

Reflecting the President's commitment to combating climate change, he will attend the climate talks in Copenhagen on December 9th. The President views this issue as one of the greatest challenges of our generation, but he recognizes that it also provides an opportunity for us to work with our partners around the world to combat the real threats posed by climate change and lay the foundation for a low-carbon global economy, driving economic growth in the decades ahead.

- The President's leadership, from Italy in July to Pittsburgh in September to the recent success of clean energy and climate agreements with China and India, has already enabled substantial progress toward a comprehensive and operational Copenhagen accord. Such an accord would yield significant action now and frame the effort necessary to secure a binding international agreement in the future.

- With less than two weeks to go until the beginning of the Copenhagen climate change conference, it is essential that the countries of the world, led by the major economies, do what it takes to produce a strong, operational agreement that will both launch us on a concerted effort to combat climate change and serve as a stepping stone to a legally binding treaty. Fundamentally, we need an agreement that:

- o Begins to stabilize and reduce emissions
- o Provides for full transparency, including appropriate international review
- o offers appropriate financial and technology assistance

U.S. emissions reduction target in the range of 17%:

- The President is prepared to take an additional step toward achieving a new global accord. In the context of an overall deal in Copenhagen that includes robust mitigation contributions from China and the other emerging economies, President Obama is prepared to put on the table a U.S. emissions reduction target in the range of 17% below 2005 levels in 2020 and ultimately in line with final U.S. energy and climate legislation.

- With less than two weeks to go until the beginning of the Copenhagen conference, it is essential that the countries of the world, led by the major economies, do what it takes to produce a strong, operational agreement that will both launch us on a concerted effort to combat climate change and serve as a stepping stone to a legally binding treaty. The President is working closely with Congress to pass energy and climate legislation as soon as possible.

Q. Why is the President going to Copenhagen?

- The President has always indicated that if the negotiations have proceeded to a point that his participation could move the process to a significant agreement, then he would be willing to go.
- The President's leadership, from Italy in July to Pittsburgh in September to the recent success of clean energy and climate agreements with China and India, has already enabled substantial progress toward a comprehensive and operational Copenhagen accord. Such an accord would yield significant action now and frame the effort necessary to secure a binding international agreement in the future.
- The President's decision to go is a sign of his continuing commitment to find a global solution to the global threat of climate change, and to lay the foundation for a new, sustainable and prosperous clean energy economy.
- The President is eager to work with the international community gathered at Copenhagen to maintain the progress toward a comprehensive and operational Copenhagen accord that moves us significantly closer to a binding international agreement in the future.

Q. Why is he going during the first week of climate negotiations when all the "real" work is happening in week 2?

- The President's leadership, most recently seen in the success of clean energy and climate agreements with China and India, has contributed significantly to moving the agenda forward in combating climate change. It is his expectation that his participation at Copenhagen will maintain international momentum and contribute to a comprehensive and operational Copenhagen accord.
- Important work will be done throughout the two-week conference and we have in Copenhagen the opportunity to reach a deal that could start us down this path right away and speed the transition to a clean energy global economy. It is important that countries seize this opportunity and the President is going to participate in Copenhagen in an effort to make this happen.
- Also important to note that this is the most significant U.S. delegation to participate in this series of conferences and underscores the breadth and depth of attention focused on the critical issues of clean energy and climate change by this Administration.

Q. How can you go to Copenhagen with an emissions target when you do not have domestic legislation to back it up?

- Passing comprehensive energy and climate legislation is a top priority for the Administration. To that end, the President looks forward to seeing legislation on his desk as soon as possible.
- Significant progress has been made toward comprehensive energy and climate legislation. In June, The U.S. House of Representatives passed the Waxman-Markey bill that would promote clean energy investments and lower U.S. greenhouse gas emissions by 17 percent by 2020 and more than 80 percent by 2050. The Senate continues to advance their efforts to pass a bill and move the U.S. closer to a system of clean energy incentives that reduce pollution, create new energy jobs here at home, and reduce our dependence on oil.

- The President looks at the issue of climate change and energy transformation as both a leading domestic and foreign policy priority. The President's commitment to a target at the Copenhagen talks that will be backed by comprehensive energy and climate legislation is the latest sign of his leadership on both fronts.
- This target is formed with a clear understanding of where we are in the legislative process and is well-informed by our continuous dialogue with the Senate as they continue to work on their comprehensive climate and energy bill.

Q. How did you settle on this target when your budget calls for cuts of 14% by 2020, the House passed at 17% and the Senate has not settled on a number?

- This target is formed with a clear understanding of where we are in the legislative process and is well-informed by our continuous dialogue with the Senate as they work on their comprehensive climate and energy bill.
- The President understands the importance of certainty to the marketplace so that businesses can make investments in clean energy technologies. Establishing a target in the range of 17% helps to achieve this while encouraging the investment necessary for a new energy future. This is much more important for the signals to clean energy investment and in addressing climate change than small differences in the 2020 target.

Q. Why are we announcing this emissions target now?

- The Administration is committed to working with all major economies, including China, India and other emerging economies to move the international climate agenda forward. Significant progress has been made, both internationally and domestically, in recent months and an emissions target that will be backed by comprehensive domestic policy, assuming the same level of commitment from other major emitters, will help to maintain the international momentum in Copenhagen for an operational accord.
- Since the President chaired the Major Economies Forum on Energy and Climate in Italy in July, he has worked with leaders in bilateral and multilateral settings, including in Pittsburgh at the G-20 meeting and Singapore at the APEC meeting. After successful meetings with President Hu of China and Prime Minister Singh of India, including agreements on climate and clean energy with both nations, the President believes that now is the time to announce emission targets to leverage more significant action by these important emerging economies.
- The President looks at the issue of climate change and energy transformation as both a leading domestic and foreign policy priority. The President's commitment to a target is just latest sign of his active leadership to maintain momentum on both fronts.

Q. Is the range of 17% emission target achievable/realistic? How did you get to that?

- Significant progress has been made toward comprehensive energy and climate legislation:

- The House of Representatives passed the Waxman-Markey bill that would promote clean energy investments and lower U.S. greenhouse gas emissions by 17 percent by 2020
 - Senate Environment and Public Works Committee passed a bill calling for reducing emissions by 20 percent by 2020
 - Encouraging bipartisan discussions are being led by Senators Kerry, Graham and Lieberman.
- As a result of all the progress in Congress, we have some informed points to work from as we progress both the domestic and international agenda. Our global commitment to meeting this common challenge is in sync with our domestic legislative process and we will continue to work with Congress to pass clean energy and climate legislation as quickly as possible.

Q. When the President says 'in the range of...', how many percentage points does he include within that range?

- We have always made clear that we want to take action consistent with the legislative process. We don't want to get out ahead or be at odds with what can be produced with legislation. "In the range of" reflects the fact that the Congress has not yet enacted final legislation.

Q. Does the target # include international offsets? Is there any limit? What accounting rules would you be using?

- The target will include any offsets, domestic and international, reflected in U.S. legislation.
- It is important to note that international climate agreements have permitted international offsets as means for complying with specified domestic emission goals and targets. In particular, both the UN Framework Convention on Climate Change and the Kyoto Protocol permit the use of offsets for demonstrating compliance.

Q. Why no specific figure on mitigation funding?

- We recognize that as part of a global deal in which all countries take action, we will need to mobilize climate financing - especially to support the poorest and most vulnerable countries. Increasing trade and investment in clean energy technologies will create new jobs and address global climate change.
- A variety of sums have been proposed for climate financing. We believe it is critical to develop a robust financial architecture and identify ways to enhance developing countries' capacity to absorb and effectively use financing before focusing on what sum of public funds should be committed a decade or more in the future.
- We believe that a variety of financing mechanisms must be employed: the carbon markets – such as through cap-and-trade, augmenting existing bilateral aid, and using multilateral funds – such as the Climate Investment Funds at the World Bank.

Q: Without a binding agreement, isn't a "political agreement" in Copenhagen still a failure? If not now, when will we ever get a treaty?

- The goal of a Copenhagen accord is to get us and the world started with a strong and concise commitment that covers all of the major issues: mitigation, adaptation, financing, technology cooperation and dissemination, and transparency and accountability. This would be comprehensive

and operational and is significant progress.

- The Danish proposal is not a substitute for a full legal treaty. This proposal would present an opportunity for the international community to act immediately and be a step toward a legal agreement, not an alternative to it. To reach such an accord would be a success.
- Copenhagen is not the end of the process. It is part of our larger collective commitment to meeting one of the world's greatest challenges and to speed the transition to a clean energy global economy.
- The United States remains committed to meeting the climate change challenge and forging an internationally legally binding climate agreement and will continue working hard to reach that goal – at and beyond Copenhagen.

Q. How do you expect China/India to respond?

- America does not set its policy according to what China/India does. America leads. Action by the United States is crucial to engage China and India and ensure that they become part of the global effort to address the climate crisis. One guarantee: China and India will not limit their carbon pollution unless the United States, the largest emitter in the West and the largest historic emitter, takes action.
- We need to enact this bill to make sure that America, and not China or India, becomes the leader in new energy technologies that will create millions of new jobs and be needed worldwide over the next decade. A comprehensive energy bill will unleash investments in new clean energy technologies that can be manufactured here in America, used to reduce our pollution, and exported to nations around the world, including China and India.

Q. What do you want from China/India?

- The President shared very productive meetings with the Heads of State of both China and India this month.
- These meetings affirmed a common view that, even as negotiations toward final legal agreement continue, the Copenhagen conference should aim to reach an accord that includes all of the issues being dealt with in the negotiations:
 - Mitigation commitments by developed and developing countries
 - Focus on countries adapting to climate change
 - Scaled up financing and technology
- Of particular importance is that there was agreement that they would stand by their commitments, and that there should be full transparency in the implementation of these commitments.
- The three leaders also agreed that work to deal with climate change can't wait and, therefore, launched a number of clean energy initiatives.

- They also agreed on the importance of getting started now on a far-reaching program of clean energy cooperation. This includes work on energy efficiency, coal, electric vehicles, renewable energy and more, helping create U.S. jobs.

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Heidi Ellis/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 5:47:21 PM
Subject: Re: Thank You!

You're more than welcome.

----- Original Message -----

From: Richard Windsor

Sent: 11/25/2009 12:42 PM EST

To: "Diane Thompson" <thompson.diane@epa.gov>; "Lisa Heinzerling" <heinzerling.lisa@epa.gov>; "Bob Sussman" <Sussman.bob@epa.gov>; "Bob Perciasepe" <perciasepe.bob@epa.gov>; "Allyn Brooks-Lasure" <Brooks-lasure.allyn@epa.gov>; "Seth Oster" <oster.seth@epa.gov>; "Ray Spears" <spears.ray@epa.gov>; "Scott Fulton" <fulton.scott@epa.gov>; Craig Hooks; Lawrence Elworth; "Arvin Ganesan" <ganesan.arvin@epa.gov>; "David McIntosh" <mcintosh.david@epa.gov>; stroman.gladys@epa.gov; "Aaron Dickerson" <dickerson.aaron@epa.gov>; Heidi Ellis; "Robert Goulding" <goulding.robert@epa.gov>; "Eric Wachter" <wachter.eric@epa.gov>

Subject: Thank You!

To the morning meeting crew,

I am eternally grateful and immeasurably proud of our little band. We have come quite a long way over these last 10 months. Thank you for the continuing journey. Lisa

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=David McIntosh/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 5:48:47 PM
Subject: Re: Thank You!

You're nice to say that, Administrator. The pleasure's all mine. Thanks for hiring me and making the job a lot of fun!

Have a Happy Thanksgiving,
David

From: Richard Windsor/DC/USEPA/US
To: "Diane Thompson" <thompson.diane@epa.gov>, "Lisa Heinzerling" <heinzerling.lisa@epa.gov>, "Bob Sussman" <Sussman.bob@epa.gov>, "Bob Perciasepe" <perciasepe.bob@epa.gov>, "Allyn Brooks-Lasure" <Brooks-lasure.allyn@epa.gov>, "Seth Oster" <oster.seth@epa.gov>, "Ray Spears" <spears.ray@epa.gov>, "Scott Fulton" <fulton.scott@epa.gov>, "Craig Hooks" <Hooks.Craig@epamail.epa.gov>, "Larry Elworth" <Elworth.Lawrence@epamail.epa.gov>, "Arvin Ganesan" <ganesan.arvin@epa.gov>, "David McIntosh" <mcintosh.david@epa.gov>, stroman.gladys@epa.gov, "Aaron Dickerson" <dickerson.aaron@epa.gov>, "Heidi Ellis" <Ellis.Heidi@epamail.epa.gov>, "Robert Goulding" <goulding.robert@epa.gov>, "Eric Wachter" <wachter.eric@epa.gov>
Date: 11/25/2009 12:42 PM
Subject: Thank You!

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To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 6:25:20 PM
Subject: Re: Thank You!

Thank you for being a great leader. Have a Happy Thanksgiving!

From: Richard Windsor/DC/USEPA/US
To: "Diane Thompson" <thompson.diane@epa.gov>, "Lisa Heinzerling" <heinzerling.lisa@epa.gov>, "Bob Sussman" <Sussman.bob@epa.gov>, "Bob Perciasepe" <perciasepe.bob@epa.gov>, "Allyn Brooks-Lasure" <Brooks-lasure.allyn@epa.gov>, "Seth Oster" <oster.seth@epa.gov>, "Ray Spears" <spears.ray@epa.gov>, "Scott Fulton" <fulton.scott@epa.gov>, "Craig Hooks" <Hooks.Craig@epamail.epa.gov>, "Larry Elworth" <Elworth.Lawrence@epamail.epa.gov>, "Arvin Ganesan" <ganesan.arvin@epa.gov>, "David McIntosh" <mcintosh.david@epa.gov>, stroman.gladys@epa.gov, "Aaron Dickerson" <dickerson.aaron@epa.gov>, "Heidi Ellis" <Ellis.Heidi@epamail.epa.gov>, "Robert Goulding" <goulding.robert@epa.gov>, "Eric Wachter" <wachter.eric@epa.gov>
Date: 11/25/2009 12:42 PM
Subject: Thank You!

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To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 6:27:23 PM
Subject: Re: Thank You!

Thank you. It has been an honor.

Sent from my Blackberry Wireless Device

----- Original Message -----

From: Richard Windsor

Sent: 11/25/2009 12:42 PM EST

To: "Diane Thompson" <thompson.diane@epa.gov>; "Lisa Heinzerling" <heinzerling.lisa@epa.gov>;
"Bob Sussman" <Sussman.bob@epa.gov>; "Bob Perciasepe" <perciasepe.bob@epa.gov>; "Allyn Brooks-
Lasure" <Brooks-lasure.allyn@epa.gov>; "Seth Oster" <oster.seth@epa.gov>; "Ray Spears"
<spears.ray@epa.gov>; "Scott Fulton" <fulton.scott@epa.gov>; Craig Hooks; Lawrence Elworth; "Arvin
Ganesan" <ganesan.arvin@epa.gov>; "David McIntosh" <mcintosh.david@epa.gov>;
stroman.gladys@epa.gov; "Aaron Dickerson" <dickerson.aaron@epa.gov>; Heidi Ellis; "Robert Goulding"
<goulding.robert@epa.gov>; "Eric Wachter" <wachter.eric@epa.gov>

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To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 7:27:10 PM
Subject: Re: Thank You!

To the boss of the morning meeting crew....

I feel really privileged to work for you.

From: Richard Windsor/DC/USEPA/US
To: "Diane Thompson" <thompson.diane@epa.gov>, "Lisa Heinzerling" <heinzerling.lisa@epa.gov>, "Bob Sussman" <Sussman.bob@epa.gov>, "Bob Perciasepe" <perciasepe.bob@epa.gov>, "Allyn Brooks-Lasure" <Brooks-lasure.allyn@epa.gov>, "Seth Oster" <oster.seth@epa.gov>, "Ray Spears" <spears.ray@epa.gov>, "Scott Fulton" <fulton.scott@epa.gov>, "Craig Hooks" <Hooks.Craig@epamail.epa.gov>, "Larry Elworth" <Elworth.Lawrence@epamail.epa.gov>, "Arvin Ganesan" <ganesan.arvin@epa.gov>, "David McIntosh" <mcintosh.david@epa.gov>, stroman.gladys@epa.gov, "Aaron Dickerson" <dickerson.aaron@epa.gov>, "Heidi Ellis" <Ellis.Heidi@epamail.epa.gov>, "Robert Goulding" <goulding.robert@epa.gov>, "Eric Wachter" <wachter.eric@epa.gov>
Date: 11/25/2009 12:42 PM
Subject: Thank You!

To the morning meeting crew,

I am eternally grateful and immeasurably proud of our little band. We have come quite a long way over these last 10 months. Thank you for the continuing journey. Lisa

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Gladys Stroman/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 7:47:27 PM
Subject: Re: Thank You!

Lisa, you are the greatest and it's an honor to work with you! Happy Thanksgiving to you!

From: Richard Windsor/DC/USEPA/US
To: "Diane Thompson" <thompson.diane@epa.gov>, "Lisa Heinzerling" <heinzerling.lisa@epa.gov>, "Bob Sussman" <Sussman.bob@epa.gov>, "Bob Perciasepe" <perciasepe.bob@epa.gov>, "Allyn Brooks-Lasure" <Brooks-lasure.allyn@epa.gov>, "Seth Oster" <oster.seth@epa.gov>, "Ray Spears" <spears.ray@epa.gov>, "Scott Fulton" <fulton.scott@epa.gov>, "Craig Hooks" <Hooks.Craig@epamail.epa.gov>, "Larry Elworth" <Elworth.Lawrence@epamail.epa.gov>, "Arvin Ganesan" <ganesan.arvin@epa.gov>, "David McIntosh" <mcintosh.david@epa.gov>, stroman.gladys@epa.gov, "Aaron Dickerson" <dickerson.aaron@epa.gov>, "Heidi Ellis" <Ellis.Heidi@epamail.epa.gov>, "Robert Goulding" <goulding.robert@epa.gov>, "Eric Wachter" <wachter.eric@epa.gov>
Date: 11/25/2009 12:42 PM
Subject: Thank You!

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To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US
Sent: Thur 11/26/2009 5:23:53 PM
Subject: Re: Thank You!

Thanks back to you for the great opportunity. Have fun today.

MABL.

M. Allyn Brooks-LaSure
Office of the Administrator
U.S. Environmental Protection Agency
Cell: Personal Privacy

----- Original Message -----

From: Richard Windsor
Sent: 11/25/2009 12:42 PM EST
To: "Diane Thompson" <thompson.diane@epa.gov>; "Lisa Heinzerling" <heinzerling.lisa@epa.gov>; "Bob Sussman" <Sussman.bob@epa.gov>; "Bob Perciasepe" <perciasepe.bob@epa.gov>; "Allyn Brooks-LaSure" <Brooks-lasure.allyn@epa.gov>; "Seth Oster" <oster.seth@epa.gov>; "Ray Spears" <spears.ray@epa.gov>; "Scott Fulton" <fulton.scott@epa.gov>; Craig Hooks; Lawrence Elworth; "Arvin Ganesan" <ganesan.arvin@epa.gov>; "David McIntosh" <mcintosh.david@epa.gov>; stroman.gladys@epa.gov; "Aaron Dickerson" <dickerson.aaron@epa.gov>; Heidi Ellis; "Robert Goulding" <goulding.robert@epa.gov>; "Eric Wachter" <wachter.eric@epa.gov>

Subject: Thank You!
To the morning meeting crew,

I am eternally grateful and immeasurably proud of our little band. We have come quite a long way over these last 10 months. Thank you for the continuing journey. Lisa

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Sat 11/28/2009 9:09:43 PM
Subject: Fw: Takeaways from SF Briefing

Am trying to help the program frame the messages on SF. It's tough. How does this look to you?

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency
----- Forwarded by Bob Sussman/DC/USEPA/US on 11/28/2009 04:08 PM -----

From: Bob Sussman/DC/USEPA/US
To: Lisa Feldt/DC/USEPA/US@EPA, Mathy Stanislaus/DC/USEPA/US@EPA, Barry Breen/DC/USEPA/US@EPA
Cc: Barnes Johnson/DC/USEPA/US@EPA, Beth Zelenski/DC/USEPA/US@EPA
Date: 11/28/2009 04:02 PM
Subject: Takeaways from SF Briefing

Mathy/Lisa/Barry -- I wanted to compare notes with you on the outcome of our briefing of the Administrator on SF metrics. Here are my takeaways:

Deliberative

Deliberative

There may be other takeaways. Please feel free to add, subtract or embellish. The Administrator's goal (a challenging one) is to have a new SF 'narrative' that we can begin communicating by the end of the year.

Robert M. Sussman

Senior Policy Counsel to the Administrator

Office of the Administrator

US Environmental Protection Agency

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Seth Oster/OU=DC/O=USEPA/C=US
Sent: Mon 11/30/2009 9:54:24 PM
Subject: Checking in....

Hi. I know things are moving fast, and since we haven't crossed paths today, I wanted to check in to see if you need anything.

David told me about the Messina mtg -- too bad about the other, but this meeting may allow you to speak more openly about the issues on your mind. I also just came from a WH meeting on Copenhagen, per my other email, and think there are some issues we'll have to work through in our briefing tomorrow - but all good. Gina has sent me, Larry and David a final on the new version of the E15 letter -- she signed it, so I assume you talked and gave her that OK (my last communication with her on that was that it should probably be signed by her, but that you needed to look at it before deciding). Growth Energy is doing a press conference at 10 am tomorrow, which we expect will be neutral if not positive towards us, and David is starting Hill outreach now, and I think Larry is doing Ag outreach now too. We're also getting the letter to DOE now.

We have a mtg tomorrow and I'll talk to you then about the 40th issues we emailed about this weekend, as well as the response letter to Randy Huffman, which now seems close to finally being done. '

Again, let me know if you need anything. I'm here late tonight.

Seth

Seth Oster
Associate Administrator
Office of Public Affairs
Environmental Protection Agency
(202) 564-1918
oster.seth@epa.gov

To: windsor.richard@epa.gov[]
Cc: []
From: CN=David McIntosh/OU=DC/O=USEPA/C=US
Sent: Mon 11/30/2009 10:45:57 PM
Subject: Fw: E 15 Letter to Growth Energy
Letter to Growth Energy [11-30-09].pdf

Administrator: Gina dated this today and sent it to Growth Energy tonight. We have notified Gov Hoeven's office. No word from him yet as to whether he would like to speak to you on the phone tomorrow. We are doing Hill notifications now. I have alerted my WH contacts. I recommend that you forward this to Pete Rouse. Tom Buis at Growth Energy tells Gina that he is doing a press conference at 10am tomorrow, and that his message will be measured and reasonably positive. --David
----- Forwarded by David McIntosh/DC/USEPA/US on 11/30/2009 05:43 PM -----

From: Ross Natoli/DC/USEPA/US
To: Seth Oster/DC/USEPA/US@EPA, David McIntosh/DC/USEPA/US@EPA, Lawrence Elworth/DC/USEPA/US@EPA, Margo Oge/DC/USEPA/US@EPA, Lori Stewart/DC/USEPA/US@EPA, Karl Simon/DC/USEPA/US@EPA, Josh Lewis/DC/USEPA/US@EPA, John Millett/DC/USEPA/US@EPA
Cc: Joseph Goffman/DC/USEPA/US@EPA, Janet McCabe/DC/USEPA/US@EPA, Don Zinger/DC/USEPA/US@EPA, Drew McConville/DC/USEPA/US@EPA, Gina McCarthy/DC/USEPA/US@EPA
Date: 11/30/2009 04:53 PM
Subject: E 15 Letter to Growth Energy

Please see the attached letter to Growth Energy.

Ross Natoli
Special Assistant to the Assistant Administrator
Office of Air and Radiation
U.S. Environmental Protection Agency
ARN Room 5406 E
(202) 564-2768
Natoli.Ross@epa.gov

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Charles Imohiosen/OU=DC/O=USEPA/C=US
Sent: Mon 11/30/2009 11:48:11 PM
Subject: Cash for Caulkers

Administrator,

I write to provide you with a status update on the Cash for Caulkers program. I just got off the phone with Nikki Buffa at CEQ. She indicated that she attended a meeting last Wednesday at the EEOB with Jody Freeman from Carol Browner's staff, NEC staff, and DOE staff (including former EPAer Kathleen Hogan) about the Cash for Caulkers proposal. During the meeting, OECC apparently presented a powerpoint which indicated that DOE and EPA would potentially be responsible for jointly implementing aspects of the program. I find it odd that EPA was not informed about this meeting, particularly in light of the two lengthy telephone conversations we have had with Jody Freeman in which we provided her advice about the proposal. Nikki also mentioned that Jody professed surprise that EPA was working on a proposal independent of DOE. On the bright side, Nikki indicated that the discussions seemed to be very preliminary, and that the WH may be less interested in the proposal if they learn that the job creation opportunities are likely to be far fewer than has been indicated in the Home Star proposal. Finally, Nikki indicated that Terrell McSweeney in the VP's Office (who is running the Recovery Through Retrofit effort) is unhappy that the WH has been pursuing these efforts outside of the Recovery Through Retrofit context.

In a separate conversations, I spoke with a friend of mine from law school, who is one of the two Deputy Directors for Cabinet Affairs.

Deliberative

Deliberative

Deliberative

Regards,

Charles

Charles Imohiosen
Office of the Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460
(202) 564-9025

To: windsor.richard@epa.gov[]
Cc: ellis.heidi@epa.gov;goulding.robert@epa.gov[]; oulding.robert@epa.gov[]
From: CN=David McIntosh/OU=DC/O=USEPA/C=US
Sent: Tue 12/1/2009 1:06:43 AM
Subject: meeting with Senator Kerry

Hi Administrator,

I spoke to Senator Kerry's climate staffer, Kathleen Frangione. She said that she thought Senator Kerry would be interested in meeting with you about EPA's pivotal role in reducing GHG emissions from the US transportation sector. Kathleen is certain, however, that it would be impossible to schedule a meeting before you leave town later this week. Then you'll be in Copenhagen all of the following week. Then Senator Kerry is hoping to be in Copenhagen as much the week after that as possible. So we are really talking about the possibility of you meeting with Senator Kerry in the first half of the week of December 21. If you're amenable, I recommend that you ask Heidi to contact Senator Kerry's scheduler, put that possibility on his or her radar screen (Heidi could reference my conversation with Kathleen), and tell him or her that we'll be back in touch the week of December 14 to try to nail it down. I'm sorry that it's not going to be possible to make the meeting happen any earlier.

-David

To: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; Lisa Jackson" [windsor.richard@epa.gov]
Cc: "ellis heidi" [ellis.heidi@epa.gov]; Robert Goulding" [goulding.robert@epa.gov]; Heidi Ellis" [Ellis.Heidi@epamail.epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 12/1/2009 1:10:21 AM
Subject: Re: meeting with Senator Kerry

Tx David. Heidi - Sounds like the right approach.

----- Original Message -----

From: David McIntosh
Sent: 11/30/2009 08:06 PM EST
To: windsor.richard@epa.gov
Cc: ellis.heidi@epa.gov; goulding.robert@epa.gov
Subject: meeting with Senator Kerry

Hi Administrator,

I spoke to Senator Kerry's climate staffer, Kathleen Frangione. She said that she thought Senator Kerry would be interested in meeting with you about EPA's pivotal role in reducing GHG emissions from the US transportation sector. Kathleen is certain, however, that it would be impossible to schedule a meeting before you leave town later this week. Then you'll be in Copenhagen all of the following week. Then Senator Kerry is hoping to be in Copenhagen as much the week after that as possible. So we are really talking about the possibility of you meeting with Senator Kerry in the first half of the week of December 21. If you're amenable, I recommend that you ask Heidi to contact Senator Kerry's scheduler, put that possibility on his or her radar screen (Heidi could reference my conversation with Kathleen), and tell him or her that we'll be back in touch the week of December 14 to try to nail it down. I'm sorry that it's not going to be possible to make the meeting happen any earlier.

-David

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Lawrence Elworth/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 1:34:16 AM
Subject: Fw: idea for 2010

Lisa - I just want to pass this on to you - I don't know yet exactly how it fits into what we need to do but there was something that felt good in thinking it through. Larry

Lawrence Elworth
Agricultural Counselor to the Administrator
U. S. Environmental Protection Agency
2415 Ariel Rios North
202 564-1530

----- Forwarded by Lawrence Elworth/DC/USEPA/US on 12/01/2009 08:31 PM -----

From: Lawrence Elworth/DC/USEPA/US
To: Bob Perciasepe/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA
Date: 12/01/2009 08:31 PM
Subject: idea for 2010

Deliberative

Priority idea for 2010

Rural communities, which often are incredibly dependent on the natural environment and often have environments that most need protecting, are also the areas in which those environments are often most at risk or easily imperiled. Many rural areas lack capacity, resources, or knowledge to enact conservation or environmental protection measures; they are often relatively poor or experience high unemployment so that that exploitation of the environment is seen as the only viable economic engine; for many of these communities environmental justice is a serious issue*.

One solution to consider is using environmental education, an existing program that could help create the knowledge base and capacity to deal effectively with environmental problems in rural areas. An effort could be piloted in one region (my suggestion, of course would be in the southeast in Region 4) that would support the development and staffing of environmental sciences and education programs in rural areas (jobs); support local environmental education and demonstration efforts using local groups - school, church and civic groups to undertake local environmental projects (community involvement and EJ); and build environmental constituencies in rural communities that can support sustainability (energy, clean water,).

Environmental education could serve as the catalyst for leveraging private and local public resources as

well as other resources from federal agencies. It would involve an increase in EE funds and probably a broadening of the grant mechanism but is entirely doable – and it could be piloted and then scaled up. If done right it could have a big effect on the rural environment, create good jobs, stronger communities and protect important environmental resources.

*These communities are also places that, though generally conservative, turned out greater than anticipated for the President in 2008

Lawrence Elworth
Agricultural Counselor to the Administrator
U. S. Environmental Protection Agency
2415 Ariel Rios North
202 564-1530

To: "Richard Windsor" [Windsor.Richard@epamail.epa.gov]
Cc: "Aaron Dickerson" [dickerson.aaron@epa.gov]; Robert Goulding" [goulding.robert@epa.gov]
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 2:07:36 PM
Subject: Fw: FACT SHEET: THE WAY FORWARD IN AFGHANISTAN AND PAKISTAN

FYI

From: "Milakofsky, Benjamin E." [Personal Privacy]
Sent: 12/02/2009 07:58 AM EST
To: "Lu, Christopher P." [Personal Privacy] "Smith, Elizabeth S." [Personal Privacy]
"Kimball, Astri B." [Personal Privacy] "French, Michael J." [Personal Privacy]
"Greenawalt, Andrei M." [Personal Privacy]
"Taylor, Adam R." [Personal Privacy]
"Milakofsky, Benjamin E." [Personal Privacy]
Subject: FACT SHEET: THE WAY FORWARD IN AFGHANISTAN AND PAKISTAN

Dear Chiefs of Staff:

Please see the below fact sheet on Afghanistan and Pakistan.

--Cabinet Affairs

THE WHITE HOUSE

Office of the Press Secretary

—

FOR IMMEDIATE RELEASE

December 1, 2009

FACT SHEET: The Way Forward in Afghanistan and Pakistan

OUR MISSION: The President's speech reaffirms the March 2009 core goal: to disrupt, dismantle, and eventually defeat al Qaeda and to prevent their return to either Afghanistan or Pakistan. To do so, we and our allies will surge our forces, targeting elements of the insurgency and securing key population centers, training Afghan forces, transferring responsibility to a capable Afghan partner, and increasing our partnership with Pakistanis who are facing the same threats.

This region is the heart of the global violent extremism pursued by al Qaeda, and the region from which we were attacked on 9/11. New attacks are being planned there now, a fact borne out by a recent plot, uncovered and disrupted by American authorities. We will prevent the Taliban from turning Afghanistan back into a safe haven from which international terrorists can strike at us or our allies. This would pose a direct threat to the American homeland, and that is a threat that we cannot tolerate. Al Qaeda remains in Pakistan where they continue to plot attacks against us and where they and their extremist allies pose a threat to the Pakistani state. Our goal in Pakistan will be to ensure that al Qaeda is defeated and Pakistan remains stable.

REVIEW PROCESS: The review was a deliberate and disciplined three-stage process to check alignment of goals, methods for attaining those goals, and finally resources required. Over ten weeks, the President chaired nine meetings with his national security team, and consulted key allies and partners, including the governments of Afghanistan and Pakistan. The President focused on asking the hard questions, took the time to carefully consider all of the options, and united a variety of competing views in his cabinet before agreeing to send any additional Americans to war.

As a result of the review, we have focused our mission and developed a common understanding regarding our regional approach and the need for international support. We will deploy forces into Afghanistan rapidly and will take advantage of these additional resources to create the conditions to begin to draw down combat forces in the summer of 2011, while maintaining a partnership with Afghanistan and Pakistan to protect our enduring interests in that region.

The meetings were focused on how best to ensure the al Qaeda threat is eliminated from the region and that regional stability is restored. We looked closely at the alignment of our efforts and the balance between civilian and military resources, both in Pakistan and Afghanistan, and the efforts of the U.S. and the international community.

A number of issues were explored in depth: national interests, core objectives and goals, counterterrorism priorities, safe havens for terrorist groups in Pakistan, the health of the global U.S. military force, risks and costs associated with troop deployments, global deployment requirements, international cooperation and commitments for both Afghanistan and Pakistan, and Afghan capacity in all areas to include Afghan security forces, central and sub-national governance and corruption (including the narcotics trade), and development and economic issues.

WHAT HAS CHANGED SINCE March: Since the President announced our renewed commitment in March, a number of key developments led the Administration to review its approach in Afghanistan and Pakistan: new attention was focused on Afghanistan and Pakistan, new U.S. leadership was established in Afghanistan, Pakistan increased its efforts to combat extremists, and the situation in Afghanistan has become more grave.

The United States assigned new civilian and military leadership in Afghanistan, with the appointments of Ambassador Karl Eikenberry as U.S. Ambassador to Afghanistan, and General Stanley McChrystal as the new Commander of ISAF military forces in Afghanistan. Upon arrival in Afghanistan, both Ambassador Eikenberry and General McChrystal recognized that after eight years of underresourcing, the situation was worse than expected. Together, Ambassador Eikenberry and General McChrystal published a new Civilian-Military Campaign Plan to integrate U.S. efforts across the country.

Afghanistan's difficult, extended election process and evident signs of the absence of rule of law made clear the limits of the central government in Kabul.

Meanwhile, in Pakistan, the Pakistanis showed new resolve in defeating militants who had taken control of the Swat Valley, just 60 miles from Islamabad. Pakistani political leaders—including opposition party leaders—came together to support the Pakistani military operations. This fall, the Pakistanis expanded their fight against extremists into the Mehsud tribal areas of South Waziristan along the border with Afghanistan.

THE WAY FORWARD: The President has decided to deploy an additional 30,000 U.S. troops to Afghanistan. These troops will deploy on an accelerated timeline to reinforce the 68,000 Americans and 39,000 non-U.S. ISAF troops already there, so that we can target the insurgency, break its momentum, and better secure population centers. These forces will increase our capacity to train effective Afghan Security Forces, and to partner with them so that more Afghans get into the fight. And by pursuing these partnerships, we can transition to Afghan responsibility, and begin to reduce our combat troops in the summer of 2011. In short, these resources will allow us to make the final push that is necessary to train Afghans so that we can transfer responsibility.

We will maintain this increased force level for the next 18 months. During this time, we will regularly measure our progress. And beginning in July 2011, we will transfer lead security responsibility to Afghans and start to transition our combat forces out of Afghanistan. As Afghans take on responsibility for their security, we will continue to advise and assist Afghanistan's Security Forces, and maintain a partnership on behalf of their security so that they can sustain this effort. Afghans are tired of war and long for peace, justice, and economic security. We intend to help them achieve these goals and end this war and the threat of reoccupation by the foreign fighters associated with al Qaeda.

We will not be in this effort alone. We will continue to be joined in the fight by the Afghans, and the aggressive partnering effort envisioned by General McChrystal will get more Afghans into the fight for their country's future. There will also be additional resources from NATO. These allies have already made significant commitments of their own in Afghanistan, and we will be discussing additional alliance contributions – in troops, trainers, and

resources – in the days and weeks ahead. This is not simply a test of the alliance’s credibility – what is at stake is even more fundamental. It is the security of London and Madrid; of Paris and Berlin; of Prague, New York, and our broader collective security.

We will work with our partners, the United Nations, and the Afghan people to strengthen our civilian effort, so that Afghanistan’s government can step in as we establish better security. President Karzai’s inauguration speech sent the right message about moving in a new direction, including his commitment to reintegration and reconciliation, improving relations with Afghanistan’s regional partners, and steadily increasing the security responsibilities of Afghan security forces. But we must see action and progress. We will be clear about our expectations, and we will encourage and reinforce Afghan Ministries, Governors, and local leaders who deliver for the people and combat corruption. We will not reinforce those who are not accountable and not acting in the service of the Afghan people and the state. And we will also focus our assistance in areas – such as agriculture – that can make an immediate impact in the lives of the Afghan people.

CIVILIAN ASSISTANCE: A continuing significant increase in civilian experts will accompany a sizable infusion of additional civilian assistance. They will partner with Afghans over the long term to enhance the capacity of national and sub-national government institutions and to help rehabilitate Afghanistan’s key economic sectors so that Afghans can defeat the insurgents who promise only more violence.

Growth is critical to undermine extremists’ appeal in the short term and for sustainable economic development in the long term. Our top reconstruction priority is implementing a civilian-military agriculture redevelopment strategy to restore Afghanistan’s once vibrant agriculture sector. This will help sap the insurgency of fighters and of income from poppy cultivation.

An emphasis of our governance efforts will be on developing more responsive, visible, and accountable institutions at the provincial, district, and local level, where everyday Afghans encounter their government. We will also encourage and support the Afghan Government’s reinvigorated plans to fight corruption, with concrete measures of progress toward greater accountability.

A key element of our political strategy will be supporting Afghan-led efforts to reintegrate Taliban who renounce al Qaeda, lay down their arms, and engage in the political process.

OUR PARTNER IN PAKISTAN: Our partnership with Pakistan is inextricably linked to our efforts in Afghanistan. To secure our country, we need a strategy that works on both sides of the Afghanistan-Pakistan border. The costs of inaction are far greater.

The United States is committed to strengthening Pakistan’s capacity to target those groups that pose the greatest threat to both of our countries. A safe haven for those high-level terrorists whose location is known, and whose intentions are clear, cannot be tolerated. For Pakistan, we continue to encourage civilian and military leadership

to sustain their fight against extremists and to eliminate terrorists' safe havens in their country.

We are now focused on working with Pakistan's democratic institutions, deepening the ties among our governments and people for our common interests and concerns. We are committed to a strategic relationship with Pakistan for the long term. We have affirmed this commitment to Pakistan by providing \$1.5 billion each year over the next five years to support Pakistan's development and democracy, and have led a global effort to rally additional pledges of support. This sizable, long-term commitment of assistance addresses the following objectives:

- (1) Helping Pakistan address immediate energy, water, and related economic crises, thereby deepening our partnership with the Pakistani people and decreasing the appeal of extremists;
- (2) Supporting broader economic reforms that are necessary to put Pakistan on a path towards sustainable job creation and economic growth, which is necessary for long-term Pakistani stability and progress; and
- (3) Helping Pakistan build on its success against militants to eliminate extremist sanctuaries that threaten Pakistan, Afghanistan, the wider region, and people around the world.

Additional U.S. assistance will help Pakistan build a foundation for long-term development, and will also strengthen ties between the American and Pakistani people by demonstrating that the United States is committed to addressing problems that most affect the everyday lives of Pakistanis as we work together to defeat the extremists who threaten Pakistan as they also threaten the United States.

###

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 3:29:17 PM
Subject: Fw: Outcome of call with CBD re: Clean Air Act petition

FYI

Diane E. Thompson

Chief of Staff

U. S. Environmental Protection Agency

202-564-6999

----- Forwarded by Diane Thompson/DC/USEPA/US on 12/02/2009 10:29 AM -----

From: Don Zinger/DC/USEPA/US

To: Bob Perciasepe/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, David McIntosh/DC/USEPA/US@EPA, Seth Oster/DC/USEPA/US@EPA

Cc: Gina McCarthy/DC/USEPA/US@EPA, Joseph Goffman/DC/USEPA/US@EPA, John Millett/DC/USEPA/US@EPA

Date: 12/02/2009 10:01 AM

Subject: Outcome of call with CBD re: Clean Air Act petition

Gina asked me to let you know that she was unsuccessful in her discussion this morning with the Center for Biological Diversity. They appear to have been unmoved by Gina's arguments and we fully expect the Center to send us its GHG NAAQS petition today. They were not specific on timing nor what they planned for a public announcement.

Don Zinger

Chief of Staff

Office of Air & Radiation

US EPA

Ph. 202-564-1109

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 6:24:54 PM
Subject: Happy Birthday EPA!

EPA was established 39 years ago today.

We're young!

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[];
N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[];
N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 6:54:40 PM
Subject: Re: Happy Birthday EPA!

I wonder who called the first meeting?

Bob Perciasepe
US EPA
Office of the Administrator
1200 Pennsylvania Ave., ARN
(o)202 564 2410
(c) Personal Privacy

From: Lisa Heinzerling/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA
Date: 12/02/2009 01:24 PM
Subject: Happy Birthday EPA!

EPA was established 39 years ago today.

We're young!

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 9:24:20 PM
Subject: Fw: Talking Points: Defenders of the Status Quo Obstructing Progress

FYI

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

----- Forwarded by Diane Thompson/DC/USEPA/US on 12/02/2009 04:23 PM -----

From: "Milakofsky, Benjamin E." <[Redacted] Personal Privacy>
To: "Lu, Christopher P." <[Redacted] Personal Privacy>, "Smith, Elizabeth S." <[Redacted] Personal Privacy>, "Kimball, Astri B." <[Redacted] Personal Privacy>, "French, Michael J." <[Redacted] Personal Privacy>, "Greenawalt, Andrei M." <[Redacted] Personal Privacy>, "Taylor, Adam R." <[Redacted] Personal Privacy>, "Milakofsky, Benjamin E." <[Redacted] Personal Privacy>
Date: 12/02/2009 12:31 PM
Subject: Talking Points: Defenders of the Status Quo Obstructing Progress

Dear Chiefs of Staff:

Please see the below talking points on health insurance reform.

--Cabinet Affairs

Talking Points: Defenders of the Status Quo Obstructing Progress

- The health care status quo is unsustainable for American families, businesses, and the country as a whole. And with each passing day it only worsens. Yet opponents of reform continue their cynical attempts to delay change and preserve the status quo for as long as possible.
- After more than two full days of debate, deliberation, and consideration, Republican leaders have obstructed and objected their way to preventing voting on even a single amendment.
 - o To put that in perspective, in 2003, the Republican-controlled Senate debated President Bush's tax cut proposal for a total of just two legislative days. And in 2005 they voted on a full tax-cut reconciliation bill after just two days of debate as well.
- Delaying change to death might be a time-honored Washington tactic for winning political points – but it's a guaranteed loss for American families.
 - o Each day reform is delayed, more than 14,000 Americans lose their insurance.
 - o Health care costs are rising 3 times faster than wages, premiums have doubled over the past decade, and costs for American families will continue to skyrocket without action
 - o A recent media article reported that many small businesses may see their premiums rise 15 percent over the coming year – twice the rate they rose last year.

- Since the last time many of these people killed health insurance reform:
 - o Individual and family premiums have each more than doubled.
 - o National health expenditures have tripled.
 - o Health care costs have consumed a growing portion of the national GDP.
 - o And millions of Americans have lost insurance.
- So while we continue to welcome a robust and constructive debate, we won't sit idly by as defenders of the status quo continue to execute their self-professed strategy to "delay, define, and derail" reform at all costs.

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Bob
Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Scott Fulton/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 10:21:30 PM
Subject: Re: Happy Birthday EPA!

39 sounds pretty good to me. . .

From: Richard Windsor/DC/USEPA/US
To: Lisa Heinzerling/DC/USEPA/US@EPA
Cc: Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Diane
Thompson/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA
Date: 12/02/2009 01:26 PM
Subject: Re: Happy Birthday EPA!

Jack Benny young!

From: Lisa Heinzerling/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob
Sussman/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA
Date: 12/02/2009 01:24 PM
Subject: Happy Birthday EPA!

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We're young!

To: CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]; N=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Bob Sussman/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 10:50:46 PM
Subject: Re: Happy Birthday EPA!

looking better all the time.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Scott Fulton/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Cc: Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA
Date: 12/02/2009 05:21 PM
Subject: Re: Happy Birthday EPA!

39 sounds pretty good to me. . .

From: Richard Windsor/DC/USEPA/US
To: Lisa Heinzerling/DC/USEPA/US@EPA
Cc: Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA
Date: 12/02/2009 01:26 PM
Subject: Re: Happy Birthday EPA!

Jack Benny young!

From: Lisa Heinzerling/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA
Date: 12/02/2009 01:24 PM

Subject: Happy Birthday EPA!

EPA was established 39 years ago today.

We're young!

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Seth Oster/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 11:41:31 PM
Subject: Fw: Mountaintop Mining -- Talking Points

Administrator,

Bob will separately be sending you an email with an update on our emerging messaging strategy for mountaintop mining. In the meantime, I wanted to share with you the talking points just distributed to the key people on this issue that begins to lay the foundation for this new effort.

Safe travels tomorrow.

Seth

Seth Oster
Associate Administrator
Office of Public Affairs
Environmental Protection Agency
(202) 564-1918
oster.seth@epa.gov

----- Forwarded by Seth Oster/DC/USEPA/US on 12/02/2009 06:40 PM -----

From: Seth Oster/DC/USEPA/US
To: Peter Silva/DC/USEPA/US@EPA, Shawna Bergman/DC/USEPA/US@EPA, Mike Shapiro/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, David McIntosh/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA, Gregory Peck/DC/USEPA/US@EPA, William Early/R3/USEPA/US, Shawn Garvin/R3/USEPA/US@EPA, John Pomponio/R3/USEPA/US@EPA
Cc: Allyn Brooks-LaSure/DC/USEPA/US@EPA, Adora Andy/DC/USEPA/US@EPA, David Cohen/DC/USEPA/US@EPA, Brendan Gilfillan/DC/USEPA/US@EPA, Michael Moats/DC/USEPA/US@EPA, Betsaida Alcantara/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Roxanne Smith/DC/USEPA/US@EPA, Stephanie Owens/DC/USEPA/US@EPA
Date: 12/02/2009 06:39 PM
Subject: Mountaintop Mining -- Talking Points

All,

Deliberative

Deliberative

Seth

Seth Oster
Associate Administrator
Office of Public Affairs
Environmental Protection Agency
(202) 564-1918
oster.seth@epa.gov

To: windsor.richard@epa.gov[]
Cc: []
From: CN=David McIntosh/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 11:48:17 PM
Subject: Re: Reuters: UK climate expert steps aside after hacked e-mails

Excellent quote. Well done.

From: Adora Andy/DC/USEPA/US
To: "Richard Windsor" <windsor.richard@epa.gov>, "Seth Oster" <oster.seth@epa.gov>, "Allyn Brooks-LaSure" <brooks-lasure.allyn@epa.gov>, "Arvin Ganesan" <ganesan.arvin@epa.gov>, "David McIntosh" <McIntosh.David@epamail.epa.gov>, "Bob Sussman" <sussman.bob@epa.gov>, "Gina McCarthy" <McCarthy.Gina@epamail.epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Diane Thompson" <Thompson.Diane@epamail.epa.gov>, Lisa Heinzerling/DC/USEPA/US@EPA
Cc: "Betsaida Alcantara" <alcantara.betsaida@epa.gov>, "Brendan Gilfillan" <gilfillan.brendan@epa.gov>, "Michael Moats" <Moats.Michael@epamail.epa.gov>
Date: 12/02/2009 06:45 PM
Subject: Reuters: UK climate expert steps aside after hacked e-mails

UK climate expert steps aside after hacked e-mails
05:23 PM EST

- * University of East Anglia to investigate hacked e-mails
- * Sceptics say undermines evidence of climate change
- * US EPA head says flap won't stop possible regulations (Adds U.S. reaction)

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Dubbing the affair "Climategate," some climate change sceptics have seized upon the e-mails, some of them written 13 years ago, and accused scientists at CRU of colluding to suppress data that might have undermined their arguments.

In the United States, some Republican politicians opposed to climate change legislation pounced on the controversy, calling on the U.S. Environmental Protection Agency to stop climate change regulatory efforts, which they say are based on "dubious science."

EPA Administrator Lisa Jackson responded that her agency's work "is proceeding."

"At this point I have seen nothing that indicates that scientists out there have said that they've changed their consensus" that human actions contribute to global warming, she said.

"These emails certainly may show some poor manners, maybe more ... but what we have to be constantly looking at is the science."

The Obama administration wants Congress to pass comprehensive legislation controlling greenhouse gas emissions but says it stands ready to regulate if legislative efforts fail.

'OUT OF CONTEXT'

Sceptics have pointed to phrases in the e-mails in which climate scientists talk of using a "trick" to "hide the decline" in temperatures as evidence that they adjusted data to fit their theories. CRU denies any manipulation.

Delegates meet in Copenhagen for a Dec. 7-18 talks to try to work out a new U.N. pact to address global warming.

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"This private communication in no way damages the credibility of the ... findings," he said, saying that all conclusions were subjected to rigorous review.

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"Opposition groups are taking passages out of context to try to undermine public confidence in climate science," the Union of Concerned Scientists said in a statement Wednesday.

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To: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; Lisa Jackson" [windsor.richard@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 11:51:36 PM
Subject: Re: Reuters: UK climate expert steps aside after hacked e-mails

Thanks for the help!

----- Original Message -----

From: David McIntosh
Sent: 12/02/2009 06:48 PM EST
To: windsor.richard@epa.gov
Subject: Re: Reuters: UK climate expert steps aside after hacked e-mails
Excellent quote. Well done.

From: Adora Andy/DC/USEPA/US
To: "Richard Windsor" <windsor.richard@epa.gov>, "Seth Oster" <oster.seth@epa.gov>, "Allyn Brooks-LaSure" <brooks-lasure.allyn@epa.gov>, "Arvin Ganesan" <ganesan.arvin@epa.gov>, "David McIntosh" <McIntosh.David@epamail.epa.gov>, "Bob Sussman" <sussman.bob@epa.gov>, "Gina McCarthy" <McCarthy.Gina@epamail.epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Diane Thompson" <Thompson.Diane@epamail.epa.gov>, Lisa Heinzerling/DC/USEPA/US@EPA
Cc: "Betsaida Alcantara" <alcantara.betsaida@epa.gov>, "Brendan Gilfillan" <gilfillan.brendan@epa.gov>, "Michael Moats" <Moats.Michael@epamail.epa.gov>
Date: 12/02/2009 06:45 PM
Subject: Reuters: UK climate expert steps aside after hacked e-mails

UK climate expert steps aside after hacked e-mails
05:23 PM EST

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((alister.doyle@thomsonreuters.com; +47 900 87 663; Reuters Messaging:
rm://alister.doyle.reuters.com@reuters.net))

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To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; Lisa Jackson" [windsor.richard@epa.gov]
From: CN=David McIntosh/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 11:56:09 PM
Subject: Re: Reuters: UK climate expert steps aside after hacked e-mails

My pleasure. I think we have a good picture now of the various tough questions that you'll get from reporters on Monday.

----- Original Message -----

From: Richard Windsor
Sent: 12/02/2009 06:51 PM EST
To: David McIntosh; "Lisa Jackson" <windsor.richard@epa.gov>
Subject: Re: Reuters: UK climate expert steps aside after hacked e-mails
Thanks for the help!

----- Original Message -----

From: David McIntosh
Sent: 12/02/2009 06:48 PM EST
To: windsor.richard@epa.gov
Subject: Re: Reuters: UK climate expert steps aside after hacked e-mails
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To: "Richard Windsor" <windsor.richard@epa.gov>, "Seth Oster" <oster.seth@epa.gov>, "Allyn Brooks-LaSure" <brooks-lasure.allyn@epa.gov>, "Arvin Ganesan" <ganesan.arvin@epa.gov>, "David McIntosh" <McIntosh.David@epamail.epa.gov>, "Bob Sussman" <sussman.bob@epa.gov>, "Gina McCarthy" <McCarthy.Gina@epamail.epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Diane Thompson" <Thompson.Diane@epamail.epa.gov>, Lisa Heinzerling/DC/USEPA/US@EPA
Cc: "Betsaida Alcantara" <alcantara.betsaida@epa.gov>, "Brendan Gilfillan" <gilfillan.brendan@epa.gov>, "Michael Moats" <Moats.Michael@epamail.epa.gov>
Date: 12/02/2009 06:45 PM
Subject: Reuters: UK climate expert steps aside after hacked e-mails

UK climate expert steps aside after hacked e-mails
05:23 PM EST

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rm://alister.doyle.reuters.com@reuters.net))

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To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
From: CN=Adora Andy/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 11:59:18 PM
Subject: Re: Reuters: UK climate expert steps aside after hacked e-mails

Yep. We are proceeding and science leads the way! I don't know about "poor manners!" But I think folks caught your drift. :)

Adora Andy
Press Secretary
U.S. Environmental Protection Agency
Office of Public Affairs
202-564-2715
andy.adora@epa.gov

From: Richard Windsor/DC/USEPA/US
To: Adora Andy/DC/USEPA/US@EPA
Date: 12/02/2009 06:51 PM
Subject: Re: Reuters: UK climate expert steps aside after hacked e-mails

Ok right?

----- Original Message -----

From: Adora Andy
Sent: 12/02/2009 06:45 PM EST
To: "Richard Windsor" <windsor.richard@epa.gov>; "Seth Oster" <oster.seth@epa.gov>; "Allyn Brooks-LaSure" <brooks-lasure.allyn@epa.gov>; "Arvin Ganesan" <ganesan.arvin@epa.gov>; David McIntosh; "Bob Sussman" <sussman.bob@epa.gov>; Gina McCarthy; Bob Perciasepe; Diane Thompson; Lisa Heinzerling
Cc: "Betsaida Alcantara" <alcantara.betsaida@epa.gov>; "Brendan Gilfillan" <gilfillan.brendan@epa.gov>; Michael Moats
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Phil Jones, head of the Climatic Research Unit (CRU) at the University of East Anglia, will step aside "until the completion of an independent review," the university said in a statement.

"It is an important step to ensure that CRU can continue to operate normally," University Vice-Chancellor Professor Edward Acton said after accepting Jones' offer to stand aside.

Dubbing the affair "Climategate," some climate change sceptics have seized upon the e-mails, some of them written 13 years ago, and accused scientists at CRU of colluding to suppress data that might have undermined their arguments.

In the United States, some Republican politicians opposed to climate change legislation pounced on the controversy, calling on the U.S. Environmental Protection Agency to stop climate change regulatory efforts, which they say are based on "dubious science."

EPA Administrator Lisa Jackson responded that her agency's work "is proceeding."

"At this point I have seen nothing that indicates that scientists out there have said that they've changed their consensus" that human actions contribute to global warming, she said.

"These emails certainly may show some poor manners, maybe more ... but what we have to be constantly looking at is the science."

The Obama administration wants Congress to pass comprehensive legislation controlling greenhouse gas emissions but says it stands ready to regulate if legislative efforts fail.

'OUT OF CONTEXT'

Sceptics have pointed to phrases in the e-mails in which climate scientists talk of using a "trick" to "hide the decline" in temperatures as evidence that they adjusted data to fit their theories. CRU denies any manipulation.

Delegates meet in Copenhagen for a Dec. 7-18 talks to try to work out a new U.N. pact to address global warming.

The head of the U.N.'s Intergovernmental Panel on Climate (IPCC) Change, Rajendra Pachauri, told Reuters last week that the leaks do not affect findings in 2007 that it was more than 90 percent certain that human activities were causing climate change.

"This private communication in no way damages the credibility of the ... findings," he said, saying that all conclusions were subjected to rigorous review.

Some CRU researchers contribute to the IPCC's reports that pull together data from scientists around the world in an attempt to give a consensus view on climate change.

"Opposition groups are taking passages out of context to try to undermine public confidence in climate science," the Union of Concerned Scientists said in a statement Wednesday.

"Even without data from CRU, there is still an overwhelming body of evidence that human activity (is) triggering dangerous levels of global warming," it said. (Additional reporting by Richard Cowan in Washington; Editing by Robin Pomeroy) ((For a TAKE A LOOK about the Road to Copenhagen, click on [nSP382015]. For an overview of climate change stories, click [nCLIMATE])) (For an Interactive factbox on the Climate Change conference in Copenhagen please click on <http://uk.reuters.com//news/factbox?fj=20091111151536.js&fn=Climate%20Change%20conference%20in%20Denmark%20>)

-- For Reuters latest environment blogs click on: <http://blogs.reuters.com/environment/>
((alister.doyle@thomsonreuters.com; +47 900 87 663; Reuters Messaging:

rm://alister.doyle.reuters.com@reuters.net))

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To: "Richard Windsor" [Windsor.Richard@epamail.epa.gov]; Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]
From: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 2:31:33 AM
Subject: Fw: P&G Release Set for Thursday
[PG final document 120209.pdf](#)
[PG onepager120209 \(2\).pdf](#)

This is cool.

From: "Boots, Michael J." [Personal Privacy]
Sent: 12/02/2009 08:58 PM EST
To: <Ann.Mills@osec.usda.gov>; <joellen.darcy@us.army.mil>; <ascooper@tva.gov>; Lisa Heinzerling; Bob Sussman; <Anne_Castle@ios.doi.gov>; Peter Silva; <david.sandalow@hq.doe.gov>; <jane.lubchenco@noaa.gov>; <kathryn.thomson@dot.gov>; <Chris.Cummiskey@dhs.gov>; <James.C.Lopez@hud.gov>; <John_Tubbs@ios.doi.gov>; <dave.white@wdc.usda.gov>; "Margaret Spring" <margaret.spring@noaa.gov>
Cc: "Ericsson, Sally C." [Personal Privacy] "Breyman, Terrance L." [Personal Privacy] "Hight, Courtney" <Courtney_Hight@ceq.eop.gov>; "Boling, Edward A." [Personal Privacy] "Carson, Jonathan K." [Personal Privacy] "Shah, Tarak N." [Personal Privacy] "Mertens, Richard A." [Personal Privacy] "Maher, Jessica A." [Personal Privacy] "Glunz, Christine M." [Personal Privacy] "Salzman, Amelia S." [Personal Privacy]
Subject: P&G Release Set for Thursday

Good Evening All,

I wanted to thank you again for all your efforts in getting the revised P&G ready for release to the public and the National Academy of Sciences for review. The release will occur tomorrow morning (Thursday, December 3rd) at 10:00am, with the draft P&G being posted to the CEQ website and a blast email to those who have shown interest to date. It will be sent to the Federal Register and the National Academy as well. We ask that you please not distribute this before that time.

In preparation for that release, I am providing you with a copy of the document that will be released, along with a one page summary that will refresh you on the document and help address any questions that may arise. Feel free to refer any and all questions to CEQ. The CEQ POC is Terry Breyman and he may be reached at: [Personal Privacy]

Again, thank you for your participation in this process. I look forward to further collaboration on this important effort in the days and months ahead.

All the best,

Mike

Michael Boots

Associate Director for Land and Water Ecosystems

White House Council on Environmental Quality

730 Jackson Place NW

Washington, DC 20530

Main Line: Personal Privacy

Direct: Personal Privacy

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
Cc: "Richard Windsor" [Windsor.Richard@epamail.epa.gov]
From: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 2:44:21 AM
Subject: Re: Fw: P&G Release Set for Thursday

Very

Lisa and Lisa, On a related matter, I made a push today with the Gulf Work Group, to set specific time lines to resolve any policy issues with beneficial use of dredge material, all agreed including JoEllen and Jane L.. The state of Louisiana has objected under the coastal zone management act, to a Corps project that would NOT do beneficial use.

Bob Perciasepe
US EPA
Office of the Administrator
1200 Pennsylvania Ave., ARN
(o)202 564 2410
(c) **Personal Privacy**

From: Lisa Heinzerling/DC/USEPA/US
To: "Richard Windsor" <Windsor.Richard@epamail.epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>
Date: 12/02/2009 09:31 PM
Subject: Fw: P&G Release Set for Thursday

This is cool.

From: "Boots, Michael J." **Personal Privacy**
Sent: 12/02/2009 08:58 PM EST
To: <Ann.Mills@sec.usda.gov>; <joellen.darcy@us.army.mil>; <ascooper@tva.gov>; Lisa Heinzerling; Bob Sussman; <Anne_Castle@ios.doi.gov>; Peter Silva; <david.sandalow@hq.doe.gov>; <jane.lubchenco@noaa.gov>; <kathryn.thomson@dot.gov>; <Chris.Cummiskey@dhs.gov>; <James.C.Lopez@hud.gov>; <John_Tubbs@ios.doi.gov>; <dave.white@wdc.usda.gov>; "Margaret Spring" <margaret.spring@noaa.gov>
Cc: "Ericsson, Sally C." **Personal Privacy** "Breyman, Terrance L." **Personal Privacy** "Hight, Courtney" **Personal Privacy** "Boling, Edward A." **Personal Privacy** "Carson, Jonathan K." **Personal Privacy** "Shah, Tarak N." **Personal Privacy** "Mertens, Richard A." **Personal Privacy** "Maher, Jessica A." **Personal Privacy** "Glunz, Christine M." **Personal Privacy** "Salzman, Amelia S." **Personal Privacy**
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In preparation for that release, I am providing you with a copy of the document that will be released, along with a one page summary that will refresh you on the document and help address any questions that may arise. Feel free to refer any and all questions to CEQ. The CEQ POC is Terry Breyman and he may be reached at (202) 456-9721.

Again, thank you for your participation in this process. I look forward to further collaboration on this important effort in the days and months ahead.

All the best,
Mike

Michael Boots
Associate Director for Land and Water Ecosystems
White House Council on Environmental Quality
730 Jackson Place NW
Washington, DC 20530
Main Line: 202-456-6224
Direct: 202-456-3360[attachment "PG final document 120209.pdf" deleted by Bob Perciasepe/DC/USEPA/US]
[attachment "PG onepager120209 (2).pdf" deleted by Bob Perciasepe/DC/USEPA/US]

To: Richard Windsor/DC/USEPA/US@EPA;Robert Goulding/DC/USEPA/US@EPA[];
Robert Goulding/DC/USEPA/US@EPA[]
Cc: Bob Perciasepe/DC/USEPA/US@EPA;Barbara Bennett/DC/USEPA/US@EPA[];
Barbara Bennett/DC/USEPA/US@EPA[]
From: Personal Privacy
Sent: Thur 12/3/2009 4:21:04 AM
Subject: passback response

Lisa,

below is the current draft ltr. I am sending ltr and attachment in 2 emails so it won't be too big to open. I think this is strong on content, but it needs to be refined a bit in tone and presentation. We will work on that but thought you might want to look at this before takeoff. We will have the revised version for you by the time you get to the hotel.

Safe travels....

Deliberative

Deliberative

To: Richard Windsor/DC/USEPA/US@EPA;Robert Goulding/DC/USEPA/US@EPA[];
Robert Goulding/DC/USEPA/US@EPA[]
Cc: Bob Perciasepe/DC/USEPA/US@EPA;Barbara Bennett/DC/USEPA/US@EPA[];
Barbara Bennett/DC/USEPA/US@EPA[]
From: Personal Privacy
Sent: Thur 12/3/2009 4:23:31 AM
Subject: Attachment to OMB ltr

See previous email...this is attachment to ltr.

EPA Priorities

Deliberative

Deliberative

||

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Diane Thompson/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 6:36:24 PM
Subject: Fw: OMB Appeal With attachment
FY 2011 Passback Response Letter det rev to BOB CLB 2.doc

Attached and below is the revised OMB appeal letter and attachment. I am hoping you can get your laptop opened so you don't have to read this on the bb. Folks are still wordsmithing, but we can stop that anytime.

+++++

Deliberative

Deliberative

Deliberative

Deliberative

Deliberative

Diane E. Thompson

Chief of Staff

U. S. Environmental Protection Agency

202-564-6999

----- Forwarded by Diane Thompson/DC/USEPA/US on 12/03/2009 01:32 PM -----

From: Christopher Busch/DC/USEPA/US

To: Diane Thompson/DC/USEPA/US@EPA

Date: 12/03/2009 01:30 PM

Subject: With attachment

Chris L. Busch

Special Assistant to the Chief of Staff

U.S. Environmental Protection Agency

Phone: (202) 250-8798

Fax: (202) 501-1338

To: CN=Richard Windsor/OU=DC/O=USEPA/C=US@EPA[]
Cc: "Lisa Heinzerling" [heinzerling.lisa@epa.gov]; Mathy Stanislaus" [stanislaus.mathy@epa.gov]; Bob Sussman" [Sussman.bob@epa.gov]; Diane Thompson" [thompson.diane@epa.gov]
From: CN=Heidi Ellis/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 7:04:01 PM
Subject: Re: Fw: Monday Mtg Redux

Will do. I am working with them now.

From: Richard Windsor/DC/USEPA/US
To: "Heidi Ellis" <Ellis.Heidi@epamail.epa.gov>
Cc: "Bob Sussman" <Sussman.bob@epa.gov>, "Mathy Stanislaus" <stanislaus.mathy@epa.gov>, "Lisa Heinzerling" <heinzerling.lisa@epa.gov>, "Diane Thompson" <thompson.diane@epa.gov>
Date: 12/03/2009 01:53 PM
Subject: Fw: Monday Mtg Redux

Heidi,

Please work with Peter's office to confirm the times for the 15 minutes one on one and the 45 minute group mtg. Assume we will keep the same time slot on Monday.

Please also confirm that Peter's office will handle the invites for Romer, Sunstein, Guzy and Freeman. Tx.

----- Original Message -----

From: "Orszag, Peter R." [Personal Privacy]
Sent: 12/03/2009 01:25 PM EST
To: Richard Windsor
Cc: Diane Thompson
Subject: Re: Monday Mtg Redux

Sure

----- Original Message -----

From: Windsor.Richard@epamail.epa.gov <Windsor.Richard@epamail.epa.gov>
To: Orszag, Peter R.
Cc: Diane Thompson <thompson.diane@epa.gov>
Sent: Thu Dec 03 13:20:47 2009
Subject: Monday Mtg Redux

Peter,

I've been thinking more about how to best use our time next week.

I appreciate you taking the lead on addressing these issues since, as you know, they are time-sensitive. I now realize that because of Copenhagen, my time in DC is somewhat limited over the next 2 weeks and I don't want to be a cause for delay. I need a bit of time one on one with you but also think we need a larger group for a fuller discussion that will keep the process moving forward.

So I would like to propose that you and I meet alone for the first 15 minutes and then we invite others (I suggest Romer, Sunstein, Guzy, Stanislaus, Heinzerling and Sussman) to join us. We should also consider inviting Jody Freeman from OECC to join since there is some overlap between these issues and their portfolio. Does this work? Sorry for the semi-reversal. Lisa

Event Details

Name of Event: FLOTUS Mentoring Event—Denver, CO

Event Location: D'Evelyn High School—10359 W Nassau Ave Denver, CO

Sponsor(s): The White House

Site Contact: Jill Colby 303-642-3222

Expected Attendance: 30 Students

Lead Advance: Sarah Dale (Jackson) 202-384-6996
Heather Fox (Fox) 303-518-7308
Wendy Dew (Press) 303-532-7729

Staff: Adora Andy Personal Privacy

PSD Personal Privacy

Press: OPEN

OPA Contact: Adora Andy

Event Logistics:
Entrance/Exit: Nassau Ave (Main HS entrance)
Hold: A100B (Principal's Office)
Event site: Classroom W100
Press: Classroom W102
Restrooms: Adjacent to Principal's Office in Administration wing

Event Description: Administrator Jackson and Maggie Fox will meet with female students at D'Evelyn HS to talk about the importance of mentoring and leadership for women and girls. These students are from the D'Evelyn Junior/Senior High Mentoring Program, along with AP science classes. Jackson and Fox will speak to the girls about their personal experiences in school and how it led to their current careers in the environmental community. Afterwards, they will engage in a Q&A with the students. Media will be invited to attend, and will have the opportunity to do follow-up interviews after the event.

Event Timing:

2:00 pm	Arrival at D'Evelyn HS
2:00-2:05pm	Greet/Briefing by Jill Colby, D'Evelyn Principal
2:05pm	Proceed to Classroom W100 (students are prepositioned inside)
2:05-2:10pm	Jill Colby welcomes Admin. Jackson and Mrs. Fox
2:10-2:15pm	Kelsey Berlinberg, student mentoring leader, gives a brief overview of D'Evelyn Mentoring Program
2:15pm	Jill Colby presents mentors
2:15-2:20pm	Mrs. Fox makes remarks
2:20-2:25pm	Admin. Jackson makes remarks
2:25-3:00pm	Q&A with students
	Note: Press is escorted out after 2 questions
3:00-3:15pm	Press in Classroom W102
3:15pm	Departure from D'Evelyn HS

D'Evelyn Jr./Sr. High School Girls' Mentoring Program

I started the Girls' Mentoring Program at D'Evelyn six years ago when a student asked me to work with her to create a program to help junior high girls deal with a variety of academic and social topics. Each year I choose a senior to work with me as the Program Leader to help organize and run the program. This leader works closely with me and has an opportunity to be mentored by me to develop her leadership, organizational, and interpersonal skills.

The Program Leader and I then choose eleven group leaders who have previously been mentors to run the smaller groups. Each group is made up of mentors and mentees who have been matched based on the applications they have completed. There are ten to sixteen girls in each group. The program involves over two hundred girls.

The year begins with a mentor training lead by the group leaders and me. Then the small groups meet in classrooms about twice a month. In group leader meetings we discuss how to best approach the topic for the week. Each group leader has a copy of a prepared lesson plan that they can choose to follow exactly or they can simply use it as a guideline. Sometimes the group discusses the topic as a large group and other times the conversation is between the mentor and mentee.

The topics of discussion include: *academic and personal stress* – healthy and unhealthy coping skills, *body image* – factors that influence our perceptions and how to be realistic, *follow your dreams* – reach for the stars and discuss specific goals, *boys and relationships* – what is a healthy relationship and they have a day to ask boys questions, and much more.

We also do some large group activities to promote a sense of community. These include: a movie night at school, game day, a cookie exchange, a t-shirt decoration day, and an end of the year celebration.

This is a tremendously time consuming program that I feel makes a big difference in the lives of the girls involved. All of the surveys I have done to measure the efficacy of the program have been very positive.

Jessica Gerber
High School Counselor

EVENT MEMO

THE WHITE HOUSE

Washington

November 13, 2009

Girls Mentoring On the Road – Denver

DATE: November 16, 2009
LOCATION: Governor's Mansion, Denver, CO (Lunch)
D'Evelyn High School, Denver, CO (School Visit)
TIME: 11:30 am – 3:30 pm
From: Jennifer Goodman

I. PURPOSE

The main goal of the Remarkable Mentors on the Road Project is to inspire young women and girls around the country to excel at the highest levels, while instilling confidence and a desire for excellence. Using the model of the March 2009 Women's History Month celebration, we are replicating the inspiration and power of the White House event by connecting young women and girls with remarkable, accomplished women to create a "once-in-a-lifetime" experience.

The event includes approximately 20-25 accomplished women of national and international prominence, who have demonstrated excellence, who will join the First Lady in Denver, CO to connect with students from the local community. The local mentors are encouraged to continue the spirit of mentorship far beyond the event.

YOU are joining the First Lady, Jeannie Ritter and others in hosting 80 high school junior and senior girls for lunch at the Governor's Mansion in Denver, CO. This lunch is the first part of the days' events. The exceptional women seated at the luncheon will go to 11 different schools across the Denver metro area following the lunch to meet with students and discuss their careers and experiences, as well as, address what it is to be a woman in their field. YOU will be addressing students at D'Evelyn High School.

II. PARTICIPANTS

Mentors

FLOTUS

Jeannie Ritter, First Lady of Colorado

Sec. Kathleen Sebelius, HHS Secretary

Sec. Hilda Solis, Labor Secretary

Lisa Jackson, EPA Administrator
 Christina Romer, Chair of the Council of Economic Advisors
 Cong. Betsy Markey, United States Congresswoman (CD4)
 Cong. Diana DeGette, United States Congresswoman (CD4)
 Maggie Fox, CEO of The Alliance for Climate Protection
 Susan Daggett, Independent Environmental Consultant; spouse of U.S. Senator
 Michael Bennett
 Helen Thorpe, Freelance writer; spouse of Denver Mayor Hickenlooper
 Susan Sarandon, Actress, Activist
 Alfre Woodard, Actress
 Tracee Ellis Ross, Actress
 Ellen Ochoa, Deputy Director, Johnson Space Center
 Amb. Nancy Brinker, Ambassador, Founder of Susan. G. Komen for the Cure
 Fran Drescher, Actress
 Kelly Brough, CEO & President, Denver Chamber of Commerce
 Jandell Allen-Davis, Vice President of Government & External Relations, Kaiser
 Permanente Colorado
 Theresa Pena, At Large President, Denver School Board
 Karen Olivo, Broadway Actress currently starring in “West Side Story”
 Josefina Scaglione, Broadway Actress currently starring in “West Side Story”
 Donna Vivino, Broadway Actress currently starring in “Wicked”
 Chandra Lee Schwartz, Broadway Actress currently starring in “Wicked”

Schools at Lunch

William Smith High School (Aurora, CO)
 Peak to Peak High School (Lafayette, CO)
 East High School (Denver, CO)
 Sheridan High School (Sheridan, CO)
 Manual High School (Denver, CO)
 North High School (Denver, CO)
 Mapleton School for the Arts (Thornton, CO)
 St. Mary’s Academy – private all-girls Catholic High School (Englewood, CO)

Note: Girl Scouts of America (CO Chapter) were given 5 seats at the luncheon to fill as well.

III. PRESS PLAN

The luncheon is CLOSED press for the greet with mentors and the performance; it is POOLED press for the First Lady’s remarks

IV. SEQUENCE OF EVENTS

LUNCH

- YOU arrive at the Governor’s Mansion at 11:30am with the First Lady and

- are greeted by Colorado First Lady Jeannie Ritter
- YOU will be led to the living room in the Governor's Mansion, where YOU will mix and mingle with the other mentors
- The First Lady will give informal remarks.
- Following her remarks, YOU and the other mentors will be led into the Palm Room where YOU will take your seat. Note: There will be a place card at your table indicating where you should sit.
- At 12:00pm, The First Lady and Jeannie Ritter will move to the podium for the speaking program
- Mrs. Ritter speaks briefly and introduces FLOTUS
- FLOTUS speaks
- Following the First Lady's remarks, lunch is served
- Following lunch, Mrs. Ritter invites all lunch attendees to move to the library for a brief performance
- YOU and lunch attendees move to the library
- Once inside the library, FLOTUS invites Karen Olivo and Josefina Scaglione, Broadway performers currently starring in "West Side Story", to perform for the students
- Karen Olivo and Josefina Scaglione perform one song
- Donna Vivino and Chandra Lee Schwartz, Broadway actresses currently performing in "Wicked," perform one song
- Following the performance, Mrs. Ritter asks students to stay seated and invites the mentors to move to the main entrance of the Mansion to depart
- YOU and your mentoring partner, Maggie Fox, depart for D'Evelyn High School

SCHOOL

- Upon arrival YOU will be met by Sarah Dale, YOUR site lead at the school.
- Sarah will introduce YOU to school principal Jill Colby
- Principal Colby leads you to a classroom where 20-30 students (boys and girls who are juniors and seniors) will be seated in the round.
- Principal Colby introduces YOU and Maggie Fox to the students
- YOU speak briefly
- Maggie Fox speak briefly
- Following remarks YOU and Maggie Fox take questions from school attendees until departure.
- YOU depart

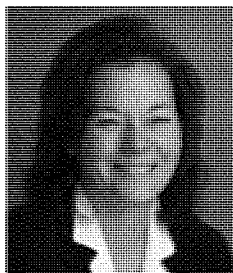
V. REMARKS

YOU have no formal remarks at the luncheon. YOU have talking points and anticipated questions for the school visit.

VI. BACKGROUND

Mentor Seated at YOUR Table for Lunch:

Susan Daggett, Independent Environmental Consultant & Spouse of U.S. Senator Michael Bennett



Susan Daggett is an independent environmental consultant who currently sits on the Denver Water Board. In the past, she has worked with conservation groups to address the impact associated with oil and gas development in the Mountain West. Prior to her consulting work, Susan Daggett was the lead attorney for the Denver office of Earthjustice, a non-profit public interest law firm, (formerly the Sierra Club Legal Defense Fund) where she represented nonprofit environmental groups in litigation under the Endangered Species Act, the Clean Water Act and a variety of other environmental statutes. Ms. Daggett has more than 13 years of experience serving as an attorney for various organizations, including the Sierra Club and the Natural Resources Defense Council. She currently serves on the Board of Trustees and as Policy Committee Chair for The Nature Conservancy of Colorado and is also a member of Greenprint Denver, an initiative of the Denver Mayor's Office to promote the importance of sustainable development and ecologically-friendly practices.

Students Seated at YOUR Table for Lunch:

- **Olivia Chen,** Personal Privacy

Personal Privacy
- **Emily Bernat,** Personal Privacy

Personal Privacy
- **Athena Dilmridm Lakobong,** Personal Privacy

Personal Privacy
- **Amber Ortiz,** Personal Privacy

Personal Privacy
- **Maria Piedrasanta,** Personal Privacy

Personal Privacy

D'Evelyn High School

Junior/Senior High School

- D'Evelyn has had the highest state ACT and CSAP scores since 2001 and top national ACT scores in Colorado since 1997.
- The school has been the winner of the Jeffco Sportsmanship Award 7 out of the 14 years it has been awarded.
- D'Evelyn has been recognized in recent years by Newsweek, 5280, and US News and World Report magazines as an outstanding school.
- D'Evelyn has one of the highest participation rates in Advanced Placement programs of all schools in Colorado.
- U.S. Department of Education Blue Ribbon School 2003-04

District Demographics:

Student Enrollment: 86,182 students

- 1% American Indian
- 4% Asian
- 2% Black
- 19% Hispanic
- 75% White

Free/Reduced Lunch: 25%

School Demographics:

Student Enrollment: 630 students

- 5% Asian
- 1% Black
- 7% Hispanic
- 87% White

English Language Learners: 2%

Free/Reduced Lunch: 3%

School Mentoring Partner:

Maggie Fox, CEO of the Alliance for Climate Protection



Maggie L. Fox is a veteran of numerous national issues, political and environmental campaigns and has spent 30 years working to mobilize Americans to take action. Maggie is past National President of America Votes, a progressive coalition of over 40 organizations spearheading the largest voter mobilization and education effort in the nation. America Votes and its national partner organizations worked in 12 targeted states in 2006 to raise awareness and to engage and mobilize voters on a broad range of issues including the economy, health care, the environment, and education. America Votes leads the coordinated GOTV efforts of all of the nation's leading progressive organizations. Previously, Maggie served as the Deputy Executive Director of the Sierra Club, the nation's oldest and largest grassroots environmental advocacy organization. With many years of federal and state policy and electoral experience, Maggie provided strategic oversight and leadership to the Sierra Club, one of the nation's most respected and effective institutions, according to the Aspen Institute. Maggie oversaw the start of the Sierra Club's decadal strategic shift to focus primarily on building environmental community, and led numerous federal, state and regional policy efforts on climate change, energy policy, western public lands and water, Native American natural resource issues and agricultural reform in her 20 years with the Sierra Club. Most recently, Maggie has consulted with a number of organizations on their energy and climate campaigns including the Energy Future Coalition, Western Resource Advocates, and the Ocean Conservancy. Maggie began her career as a teacher and community organizer on the Navajo and Hopi Reservations of Arizona and New Mexico and worked for the Colorado, North Carolina and Northwest Outward Bound Schools for over a decade. She earned her B.A. from the University of North Carolina, a Masters in Education from the University of Colorado, and a J.D. with an emphasis in Environmental Law and Native America Natural Resources Law from Northwestern School of Law.

Personal Privacy

Personal Privacy

Schedule for Tuesday, November 17th
New Orleans, LA

Weather:

New Orleans, LA

Time Zone:

New Orleans, LA

Central Standard Time

Attire:

Traveling Staff:

Staff:

OPA

Security

Rob Goulding

Allyn Brooks-LaSure

Advance Staff:

New Orleans, LA

Staff

Marcus McClendon or Clay

TBD

INTERVIEW PREP TIME

TBD

DEPART W HOTEL EN ROUTE WWL-TV STUDIOS

6:30 a.m.

ARRIVE WWL-TV STUDIOS

Location: 1024 N. Rampart St.

Format: In studio interview; Morning News Show

Live at 6:40 a.m.

DEPART WWL-TV STUDIOS

TBD

DEPART WWL-TV STUDIOS EN ROUTE W HOTEL

TBD

BREAKFAST

8:00 - 9:15 a.m.

FYI: EPA REGIONAL OPEN HOUSES

Location: Hilton Riverside Hotel

8:30 a.m.

FYI: CALLTIME FOR MEET & GREET WITH MAYORS

LPJ would arrive between 8:45-8:55 and spend 10-15 minutes in the Meet & Greet

8:45 a.m.

DEPART W HOTEL EN ROUTE MORIAL CONVENTION CENTER

Location: 900 Convention Center Blvd

- 8:55 a.m. ARRIVE MORIAL CONVENTION CENTER**
- 9:00 – 9:10 a.m. MEET & GREET WITH MAYORS (GREEN ROOM)**
Attendees: Mathy Stanislaus, and approximately 30 mayors
Format: Just a meet & greet, not an open forum
- 9:15 – 10:15 a.m. BROWNFIELD CONFERENCE MORNING PLENARY SESSION**
Format: 9:15am – 9:20am Darnell Earley (ICMA President & City Manager of Saginaw, Michigan)
9:20am – 9:25am Mathy Stanislaus gives brief remarks and introduces Father Nguyen, Mary Queen Vietnam Church, New Orleans East
9:25am – 9:40am Presentation by Father Nguyen (Power Point)
9:40am – 9:43am Mathy Stanislaus introduces LPJ
9:43am – 10:13am Remarks by Lisa Jackson
- 10:15 a.m. * DEPART MORIAL CONVENTION CENTER EN ROUTE TIMES-PICAYUNE**
- 10:30 – 11:00 a.m. ARRIVE AT TIMES-PICAYUNE**
*Location: 3800 Howard Ave,
(Times-Picayune edit board)*
- 11:00 a.m. DEPART EN ROUTE CONVENTION CENTER**
- 11:30 a.m. ARRIVE MORIAL CONVENTION CENTER**
- 11:30a.m. – 12:30 p.m. LUNCHEON WITH ENVIRONMENTAL COMMUNITY**
Location: Convention Center Rm 340/341
Format: Dr. Beverly Wright will host a luncheon with other members of the environmental community.
- 12:45 – 1:00 p.m. 1:1 WITH JOHN ETTINGER**
Location: Room 231
- 1:00 – 1:30 p.m. MEETING WITH EDF AND DR. DENISE REED**
Location: Room 231

1:30 p.m.	DEPART TBD EN ROUTE NEW ORLEANS NAS JOINT RESERVE BASE BELLE CHASSE, LA
2:00 p.m.	ARRIVE NAS JOINT RESERVE BASE
2:00 – 5:00 p.m.	HELICOPTER TOUR OF NOLA Timeline: <ul style="list-style-type: none">- 30 minutes on deck- Airborne at 2:45- 90-110 minutes in the air- Back on deck at 5 p.m.
5:00 p.m.	DEPART NAS JOINT RESERVE BASE EN ROUTE W HOTEL
5:45 p.m.	ARRIVE W HOTEL
5:15 – 7:00 p.m.	<i>FYI: MAYOR NAGIN'S RECEPTION</i> The Mayor will host a reception for those participating in the Brownfields Conference (Open Event)
6:00 – 7:30 p.m.	<i>FYI: EJ STAKEHOLDER OUTREACH EVENT</i> <i>Hosted by Mathy Stanislaus</i>
TBD	DINNER

Schedule for Wednesday, November 18th

New Orleans, LA → Washington, DC

Weather:

Time Zone:

New Orleans, LA

Central Standard Time

Washington, DC

Eastern Standard Time

Attire:

Traveling Staff:

Staff:

Rob Goulding

OPA

Allyn Brooks-LaSure

Security

Advance Staff:

New Orleans, LA

Staff

Marcus McClendon or Clay

Security

TBD

FYI: ALL-HANDS MEETING

Location: TBD

Duration: 20 minutes

Attendees: Allyn Brooks-LaSure, Robert Goulding, PSD, and Advance (by phone, if needed)

TBD

POSSIBLE INTERVIEW TIME

TBD

DEPART W HOTEL EN ROUTE ST. MARY'S DOMINICAN H.S.

7:20 a.m.

ARRIVE ST. MARY'S DOMINICAN

7701 Walmsley Ave. New Orleans, LA 70125

7:20- 7:35 a.m.

COFFEE AND REFRESHMENTS WITH CLASSMATES

7:35 – 8:15 a.m.

WALK THROUGH AT ST. MARY'S DOMINICAN

8:15 a.m.

DEPART ST. MARY'S DOMINICAN EN ROUTE WARREN EASTON SENIOR HIGH SCHOOL

8:25

ARRIVE WARREN EASTON SENIOR H.S.

Location: 3019 Canal St

- 8:30 – 9:00 a.m. TOUR OF WARREN EASTON SENIOR H.S.**
Format: LPJ will tour the school with Asst. Principal Joseph Gilvot
1. Visit to a Chemistry class
2. The tour ends with a visit to the roof to see the Solar Panel
- 9:00 a.m. DEPART WARREN EASTON SENIOR H.S. EN ROUTE GLOBAL GREEN SITE**
- 9:30 a.m. ARRIVE AT GLOBAL GREEN SITE**
- 9:30 – 10:45 a.m. LOWER 9TH WARD SUSTAINABILITY TOUR**
Format: Sierra Club will lead the tour and it will focus on the two most prevalent housing and infrastructure projects which model comprehensive sustainable development: Global Green, Make-It-Right
Duration: 15-20 minutes at each site
5-7 driving minutes in between sites
- 10:45 a.m. DEPART MAKE-IT-RIGHT SITE EN ROUTE TBD**
- 11:00 a.m. – 12:00 p.m. LUNCH**
Location: TBD
- 12:00 p.m. DEPART TBD EN ROUTE SOUTHERN UNIVERSITY**
- 12:30 p.m. ARRIVE SOUTHERN UNIVERSITY**
- 12:30- 1:00 p.m. MEETING WITH STUDENTS AT SOUTHERN UNIVERSITY**
(S.U is in close proximity to Ponchartrain Park)
Format: Roundtable with students and professors
- 1:00 – 2:00 p.m. VISIT GREEN HOMES IN PONCHARTRAIN PARK**
Visit will include LPJ's old home.
- 2:00 p.m. DEPART TBD EN ROUTE TULANE UNIVERSITY**
- 2:30 p.m. ARRIVE TULANE UNIVERSITY**
- 2:30 – 3:30 p.m. SPEAK AT TULANE AS THE GUEST OF JOHN J. WITMEYER III: DEAN'S COLLOQUIUM**
Location: Freeman Auditorium, Woldenberg Art Center.
Format: Public Lecture
- Remarks:15 mins, Q&A: 20+ mins
- Reception: 15 mins

3:30 – 3:45 p.m.	TIME WITH TULANE STUDENT PAPER
4:00 p.m.	DEPART TULANE EN ROUTE LOUIS ARMSTRONG NEW ORLEANS INTERNATIONAL AIRPORT
	ARRIVE LOUIS ARMSTRONG NEW ORLEANS INTERNATIONAL AIRPORT
5:09 pm (CST)	WHEELS UP NEW ORLEANS INTERNATIONAL AIRPORT EN ROUTE IAD
8:35 p.m. (EST)	ARRIVE IAD

*** TALKING POINTS ONE PAGER ***

Administrator Lisa P. Jackson
November 16, 2009

- We just met with First Lady Michelle Obama, several women from Congress, the First Lady of Colorado Jeannie Ritter and group of women that are the leaders of today. We've come here because now we want to meet you – the leaders of tomorrow.
- We want to talk to you about your plans, and hopefully share with you some thoughts about our own experiences. When I started school, segregation in the South had only recently been abolished. My family had its share of struggles, as did my community.
- I worked hard in school and studied chemical engineering in college. Often, I was the only woman in my class. I was one of only two women in my graduating class at Princeton. When I started at the EPA a little over twenty years ago you didn't see very many women going to school in those fields and working in those roles.
- But I felt, as many women often do, a call to service, a call to use my technical degree to make a difference in the world around me. At the EPA, I worked my way up the ranks. In the time it took me to get from there to here, I witnessed first-hand the changes that took place and the doors that opened – not just to me but to all women.
- It's why I'm able to be with you here today. It's why I have the chance to work with the many amazing women cabinet members and the growing number of women leading the way in Congress. I also get to work with some pretty amazing men – like President Obama.
- We just want you to know that, from where you're sitting, anything is possible. I hope the amazing work of people like Maggie Fox or Michelle Obama will inspire you all – men and women – to follow your dreams. I hope we can hear more about what your dreams are and where you want to go. Thank you very much.

***** TALKING POINTS ONE PAGER *****

Social Discounting in the Context of Climate Change Policies

Deliberative

Deliberative

² The model for the rate's dynamics used to obtain these values, and the uncertainty about its parameters, are derived from historical observations of long term interest rates.

³ NPV, 3%

⁴ These numbers are based off of the sum of costs and benefits for Class A and B equipment. All values are in 2008\$ except for GHG benefits which were presented in 2007\$ in the final rule. See DOE Final Rule on Energy Conservation Program: Energy Conservation Standards for Refrigerated Bottled or Canned Beverage Vending Machines (Aug. 31, 2009) (<http://edocket.access.gpo.gov/2009/E9-19392.htm>).

⁵ See <http://edocket.access.gpo.gov/2009/pdf/E9-22516.pdf> .

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THE WHITE HOUSE
Office of the Press Secretary

FOR IMMEDIATE RELEASE

November 17, 2009

FACT SHEET: U.S.-China Cooperation on 21st Century Coal

Today, President Barack Obama and President Hu Jintao pledged to promote cooperation on cleaner uses of coal, including large-scale carbon capture and storage (CCS) demonstration projects. Through the new U.S.-China Clean Energy Research Center, the two countries are launching a program to bring teams of U.S. and Chinese scientists and engineers together in developing clean coal and CCS technologies. The two countries are also actively engaging industry, academia and civil society in advancing clean coal and CCS solutions. The Presidents welcomed the following agreements and initiatives:

- U.S. Trade and Development Agency announced it will support a feasibility study for an integrated gasification combined cycle (IGCC) power plant in China, utilizing American technology developed in cooperation with the China Power Engineering and Consulting Group Corporation.
- Missouri-based Peabody Energy finalized its participation in GreenGen, a project partnership between several major Chinese energy companies to develop a near-zero emissions coal-fired power plant.
- GE Energy and China's Shenhua Group are pursuing a joint venture that will advance coal gasification projects in China, and further develop related technology and business models
- AES, through its subsidiary Climate Solutions Asia, will enter into a joint-venture agreement with Shenzhen Dongjiang Environmental Recycled Power Company and Songzao Coal and Electricity Company to use methane recovered from a coal mine in Chongqing to generate electricity and reduce greenhouse gas emissions.
- U.S. National Energy Technology Laboratory and West Virginia University agreed to conduct a feasibility study with Shenhua Group of China on capturing and sequestering CO₂ from Shenhua's coal-based facility in China's Inner Mongolia Province
- U.S. National Energy Technology Laboratory and the Wyoming State Geological Survey agreed to conduct a feasibility study with the Shaanxi Institute of Energy Resources and Chemical Engineering on capturing and sequestering CO₂ from coal-based facilities in China's Shaanxi Province.

The United States and China together account for more than half of global coal consumption. These projects, together with the newly-established U.S. China Clean Energy Research Center, reflect the growing cooperation between the two countries on clean coal and CCS and lay the foundation for large-scale joint demonstration projects in the years ahead. They also complement clean coal and CCS

initiatives underway in the United States today. The American Recovery and Reinvestment Act includes \$3.4 billion in CCS investments, including \$1.1 billion for the FutureGen project. Collaborating in the development of clean coal and CCS solutions in China will open new markets for U.S. businesses and workers and, through the insights gained in the process, help accelerate CCS deployment in the United States.

THE WHITE HOUSE
Office of the Press Secretary

FOR IMMEDIATE RELEASE

November 17, 2009

FACT SHEET: U.S.-China Energy Efficiency Action Plan

Today, President Barack Obama and President Hu Jintao announced the launch of a new U.S.-China Energy Efficiency Action Plan to strengthen the economy, improve energy security and combat climate change by reducing energy waste in both countries. The United States and China consume over 40 percent of global energy resources, costing businesses and households in the two countries roughly \$1.5 trillion per year. Working together to improve energy efficiency in buildings, industry and consumer products, the United States and China can reduce spending on imported and highly polluting sources of energy and reinvest in new sources of economic growth and job creation. The U.S.-China Energy Efficiency Action Plan will help achieve this through:

- **Green buildings and communities:** The Action Plan will promote greener buildings through energy efficient building codes and labels, training building inspectors and developing advanced energy rating systems. The two countries will establish a Mayors Sustainable Cities Program where local officials from the two countries visit each other's cities to share experiences and best practices in sustainable urban development and planning.
- **Industrial energy efficiency:** The Action Plan will reduce energy waste in industry through energy efficiency benchmarking, on-site energy audits and development of the tools and training programs to support these activities. Industry accounts for roughly half of the two countries' combined energy consumption and the Action Plan will help ensure both countries meet their domestic energy efficiency goals.
- **Consumer product standards:** The Action Plan will promote energy efficient consumer products through harmonization of test procedures and performance metrics. The two countries will exchange best practices in energy efficient labeling systems and promote awareness of the benefits of energy efficient products.
- **Advanced energy efficiency technology:** The U.S. and China will work together to demonstrate energy efficient technologies and design practices, building on

the research and development work of the new U.S.-China Clean Energy Research Center.

- **Public-private engagement:** The Action Plan will engage the private sector in promoting energy efficiency and expanding bilateral trade and investment through a new U.S.-China Energy Efficiency Forum that will be held annually, rotating between the two countries. The work of the Action Plan will also be supported by the U.S.-China Energy Cooperation Program, a newly-formed public-private partnership with leading U.S. clean energy companies.

The U.S. and China are making unprecedented investments in energy efficiency. The American Recovery and Reinvestment Act includes more than \$17 billion in energy efficiency investments, including \$5 billion for home weatherization and \$4.5 billion to green federal buildings. China has set a goal of reducing the energy-intensity of economic activity by 20% in five years and has established a “Top 1000 Enterprise” program to ensure that the country’s largest industrial enterprises help meet the national efficiency target.

THE WHITE HOUSE
Office of the Press Secretary

FOR IMMEDIATE RELEASE

November 17, 2009

FACT SHEET: U.S.-China Electric Vehicles Initiative

Today, President Barack Obama and President Hu Jintao announced the launch of a U.S.-China Electric Vehicles Initiative. The two leaders emphasized their countries' strong shared interest in accelerating the deployment of electric vehicles in order to reduce oil dependence, cut greenhouse gas emissions and promote economic growth. Activities under the initiative will include:

- **Joint standards development.** The two countries will explore development of joint product and testing standards for electric vehicles. This will include common design standards for plugs to be used in electric vehicles, as well as common test protocols for batteries and other devices. Each country currently has extensive literature and data on its own standards. Making this information mutually available and working towards common standards can help facilitate rapid deployment of electric vehicles in both countries.
- **Joint demonstrations.** The Initiative will link more than a dozen cities with electric vehicle demonstration programs in both countries. Paired cities will collect and share data on charging patterns, driving experiences, grid integration, consumer preferences and other topics. The demonstrations will help facilitate large-scale introduction of this technology.
- **Joint technical roadmap.** A U.S.-China task force will create a multi-year roadmap to identify R&D needs as well as issues related to the manufacture, introduction and use of electric vehicles. The roadmap will be made widely available to assist not just U.S. and Chinese developers, but also the global automotive industry. It will be updated regularly to reflect advances in technology and the evolution of the marketplace.
- **Public awareness and engagement.** The United States and China will develop and disseminate materials to improve public understanding of electric vehicle technologies. Building on the success of the first-even U.S.-China Electric Vehicles Forum in September 2009, the United States and China will sponsor the event annually, alternating between the two countries. The Forum will bring together key stakeholders in both countries to share information on best practices and identify new areas for collaboration.

The United States and China are the world's two largest automobile markets. In the past year, both countries have made unprecedented investments in electric vehicles. In the United States, the American Recovery and Reinvestment Act expanded a \$7,500 consumer tax credit for electric vehicles and included \$2.4 billion to support battery manufacturing. The U.S. government has also provided

more than \$8.5 billion to help automakers retool their factories to produce electric vehicles. China has also provided significant investments for battery research, and its economic recovery package includes significant funding for electric vehicle demonstrations and charging infrastructure.

THE WHITE HOUSE
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FOR IMMEDIATE RELEASE

November 17, 2009

FACT SHEET: U.S.-China Renewable Energy Partnership

Today, President Barack Obama and President Hu Jintao announced the launch of a new U.S.-China Renewable Energy Partnership.. Both Presidents embraced a vision of wide-scale deployment of renewable energy including wind, solar and advanced bio-fuels, with a modern electric grid, and agreed to work together to make that vision possible. The two Presidents recognized that, given the combined market size of the U.S. and China, accelerated deployment of renewable energy in the two countries can significantly reduce the cost of these technologies globally.

Activities under the U.S.-China Renewable Energy Partnership will include:

- **Renewable energy roadmapping:** The U.S. and China will develop a roadmap for wide-spread renewable energy deployment in both countries and identify the policy and financial tools, grid infrastructure and technology solutions required to achieve that goal.
- **Regional deployment solutions:** As large and geographically diverse countries, renewable energy deployment requires region-specific solutions in both the U.S. and China. The Partnership will provide technical and analytical resources to states and regions in both countries to support wide-spread renewable energy deployment and facilitate state-to-state and region-to-region partnerships to share experience and best practices.
- **Grid modernization:** Scaling up renewable energy production in both the U.S. and China will require modernizing the electrical grid with new transmission lines and smart grid technology. The Partnership will include an Advanced Grid Working Group bringing together policymakers, regulators, industry leaders and civil society from the U.S. and China to develop strategies for grid modernization in both countries.
- **Advanced renewable energy technology:** The U.S. and China will collaborate in the research and development of advanced biofuels, solar, wind, and grid technologies and work together to demonstrate pre-commercial renewable energy solutions.

- **Public-private engagement:** The Partnership will engage the private sector in promoting renewable energy and expanding bilateral trade and investment through a new U.S.-China Renewable Energy Forum that will be held annually, rotating between the two countries. The work of the Partnership will also be supported by the U.S.-China Energy Cooperation Program, a newly-formed public-private partnership with leading U.S. clean energy companies.

The U.S. and China are implementing a range of policies to advance the deployment of renewable energy. The American Recovery and Reinvestment Act includes more than \$25 billion in renewable energy and grid modernization investments and extends tax credits for renewable energy production through 2012. China has set a goal of sourcing 15 percent of all its energy needs from non-fossil fuel sources by 2020 and has implemented a feed-in tariff for wind power to help meet this goal. The Renewable Energy Partnership will leverage and extend both countries' domestic renewable energy efforts to accelerate the transition to a clean energy economy.

THE WHITE HOUSE
Office of the Press Secretary

November 17, 2009

FACT SHEET: U.S.-China Clean Energy Research Center

President Barack Obama and President Hu Jintao today announced the establishment of the U.S.-China Clean Energy Research Center. The Protocol formally establishing the Center was signed at ceremonies in Beijing by U.S. Energy Secretary Steven Chu, Chinese Minister of Science and Technology Wan Gang, and Chinese National Energy Agency Administrator Zhang Guobao.

The U.S.-China Clean Energy Research Center will facilitate joint research and development of clean energy technologies by teams of scientists and engineers from the United States and China, as well as serve as a clearinghouse to help researchers in each country. Initial research priorities of the Center will be:

- building energy efficiency,
- clean coal including carbon capture and storage, and
- clean vehicles.

The Center will be supported by public and private funding of at least \$150 million over five years, split evenly between the two countries.

As part of this announcement, the U.S. Department of Energy (DOE) today released a Request For Information soliciting public input on the structure and design of U.S. portions of the U.S.-China Clean Energy Research Center (available at <http://pi.energy.gov>). DOE intends to issue a Funding Opportunity Announcement for the Center in January 2010, once public input is received and reviewed.

The United States and China are the world's largest energy producers, energy consumers and greenhouse gas emitters. The clean energy sectors in both countries are growing rapidly. The initial priorities of the U.S.-China Clean Energy Research Center reflect important areas of opportunity for both countries. In the United States, for example, more than three-quarters of electricity generated is used to operate buildings. In China, if present trends continue, floor space equal to the entire U.S. building stock will be built in the next 20 years. Both countries have large domestic coal reserves and use coal to generate the majority of their electricity (roughly 50% in the US and 80% in China). The two countries are also the world's largest automobile markets and oil consumers, both importing more than half the oil they consume. Development and deployment of clean energy technologies will play a central role in helping both countries meet energy and climate challenges in the years ahead.

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FOR IMMEDIATE RELEASE

November 17, 2009

FACT SHEET: U.S.-China Shale Gas Resource Initiative

Today, President Barack Obama and President Hu Jintao announced the launch of a new U.S.-China Shale Gas Resource Initiative. This Initiative will help reduce greenhouse gas emissions, promote energy security and create commercial opportunities for U.S. companies through:

- **Shale gas resource assessment:** The Initiative will use experience gained in the United States to assess China's shale gas potential and promote environmentally sustainable development of shale gas resources.
- **Technical cooperation:** Through the Initiative, the United States and China will conduct joint technical studies to support accelerated development of shale gas resources in China.
- **Investment promotion:** The Initiative will promote shale gas investment in China through the U.S.-China Oil and Gas Industry Forum, study tours and workshops focused on shale gas development.

The potential for natural gas production in the U.S. from hydrocarbon-rich shale formations, known as "shale gas," has grown dramatically in recent years due to technological advances. The development of shale gas is expected to significantly increase U.S. energy security and help reduce greenhouse gas pollution. The United States is not alone in having significant shale gas resources. China also has sizable shale gas potential but, like in many countries, this potential is not yet well understood.

The United States is a leader in shale gas technology and developing shale gas resources in a way that mitigates environmental risks. Bringing this expertise to China will provide economic opportunities for both the U.S. and China, while improving energy security for both countries and combating climate change.

Construction and Development Rule

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